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1997

BY-LAWS OF THE REGIONAL
MUNICIPALITY OF HAMILTON-WENTWORTH

97-001 ...



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-001

To confirm the proceedings of the Council at its meeting held on January 21, 1997.

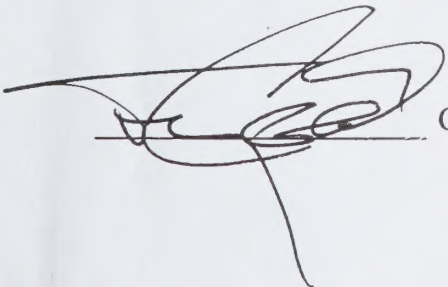
**THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

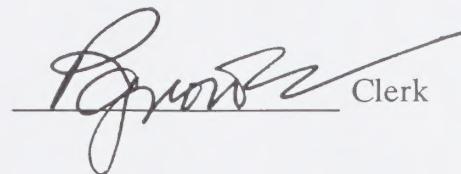
1. The Action of the Council at its special meeting held on the 21st day of January, 1997, in respect of each recommendation contained in the Report of its meeting:

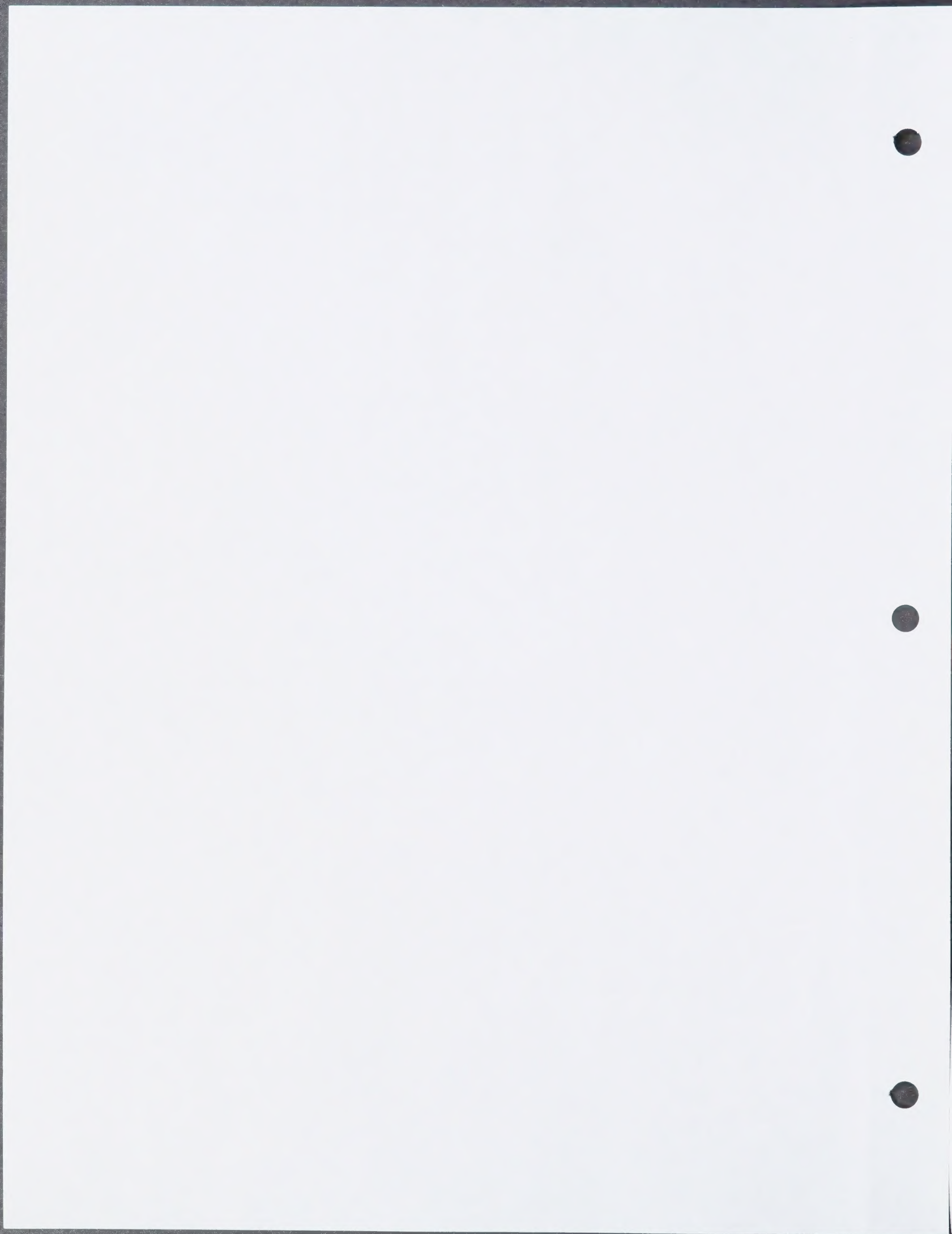
considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 21st day of January, 1997.


Chairman


Clerk



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-002

BILL NO. 2595

Being a By-Law to exempt certain lands from the setback provisions of By-Law No. 2613 of the former County of Wentworth.

WHEREAS on the 20th day of March, 1973, the Council of the County of Wentworth did pass By-Law No. 2613 pursuant to the provisions of subsection 99(4) of the Public Transportation and Highway Improvement Act, R.S.O., 1970, Chapter 201, as amended, to fix and determine the distance from the centreline of certain County Roads within which the owner of any adjacent lands is not to construct any building or structure;

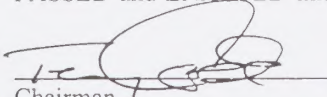
AND WHEREAS pursuant to section 31 of The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, as amended, The Regional Municipality of Hamilton-Wentworth (herein called the "Region") has in respect of the lands included within the regional road system, all the rights, powers and benefits and advantages conferred upon the Corporation of the County of Wentworth;

AND WHEREAS the Council of the Region considers it desirable and expedient to exempt certain lands located on Grays Road in the City of Stoney Creek from the provisions of the aforesaid By-Law No. 2613 requiring a setback of 21.34m (70 feet) from the centreline of the original Grays Road road allowance, as shown on the Corman Survey Registered Plan 891, so as to permit a proposed residential garage on lands known municipally as 134 Grays Road, Stoney Creek, Ontario.

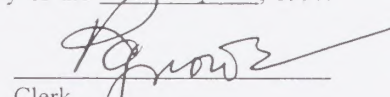
NOW THEREFORE, the Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

1. Notwithstanding the provisions of By-Law No. 2613 of the former County of Wentworth, the site of a proposed residential garage described in Column 1 of Schedule "A" hereto attached, having a setback indicated in Column 2 from the centreline of the original Grays Road road allowance as shown on Corman Survey Registered Plan 891, which highway is indicated in Column 3, shall be deemed to be not in contravention of the provisions of subsection 3(1) of the aforesaid By-Law, so long as the proposed residential garage remains.
2. Schedule "A" to this By-Law forms part of this By-Law.
3. This By-Law shall come into force and affect on the date of its passing and enactment.

PASSED and ENACTED this 21st day of the January, 1997.


Chairman

Approved
as to form
Legal
Services


Clerk

SCHEDULE "A"

TO BY-LAW R97-002

COLUMN 1

COLUMN 2

COLUMN 3

Description of Lands

Lands on the east side
of Grays Road between
Queenston Road and
Westbury Avenue, more
particularly described as
134 Grays Road, in
the City of Stoney Creek

17.069 m

Grays Road

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-003

TO ALTER BARTON STREET (REGIONAL ROAD NO. 124)

**FROM EAST AVENUE NORTH TO LEEMING STREET
CITY OF HAMILTON**

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, as amended, to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commission or the Corporation of an Area Municipality in respect of the roads now included in the Regional road system;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 297 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, to alter, establish and layout any highway or part of a highway under its jurisdiction;

AND WHEREAS pursuant to Section 29(2) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, as amended, the Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation, entering or touching upon or giving access to a road in the Regional road system;

AND WHEREAS it is necessary to alter portions of Barton Street as described herein;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth at its meeting of January 21, 1997, authorized the alteration of Barton Street as described in Schedule "A" attached hereto;

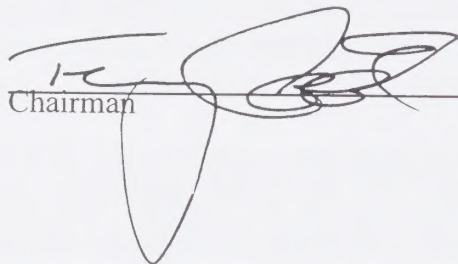
AND WHEREAS Notice of this By-law has been published as required by Section 300 of the said Municipal Act;

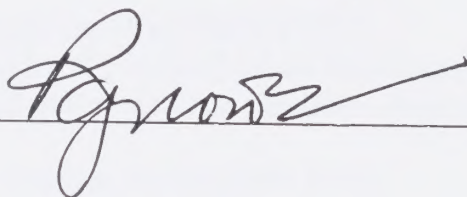
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Transportation Services Committee, has heard all persons who applied to be heard, whether in objection to or in support of this By-law.

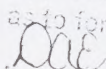
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the alteration of Barton Street as described in Schedule "A" attached hereto be proceeded with.
2. That the Chairman and Clerk of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement the alteration of Barton Street as described in Schedule "A" attached hereto.
3. That Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. That this By-law shall come into force and take effect on the date of its passing and enactment.

PASSED and ENACTED this 21st day of January, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

SCHEDULE "A"

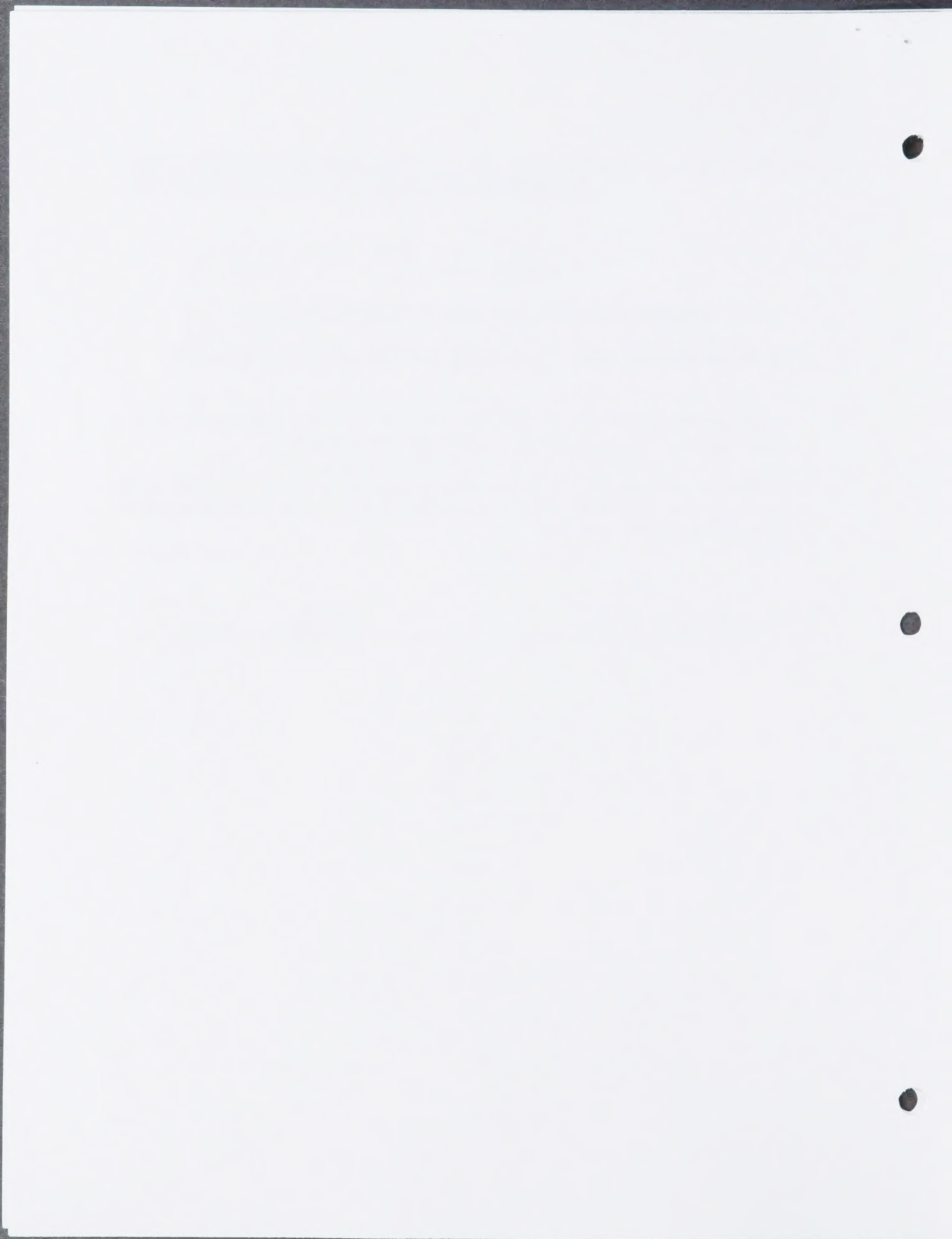
TO

BY-LAW R97-003

DESCRIPTION OF WORKS TO BE UNDERTAKEN ON

BARTON STREET (REGIONAL ROAD NO. 124) CITY OF HAMILTON

1. Reconstruction of Barton Street from East Avenue North to Leeming Street to include a raised, landscaped median with median openings at all intersections.
2. The conversion of the curb lane from a parking/travel lane to a parking only lane by the widening of the sidewalk/boulevard at a limited number of selected locations on both the north and south side of the road.



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-004

TO ALTER DARTNALL ROAD (REGIONAL ROAD NO. 161)

**FROM STONE CHURCH ROAD TO RYMAL ROAD
CITY OF HAMILTON**

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, as amended, to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commission or the Corporation of an Area Municipality in respect of the roads now included in the Regional road system;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 297 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, to alter, establish and layout any highway or part of a highway under its jurisdiction;

AND WHEREAS pursuant to Section 29(2) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, as amended, the Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation, entering or touching upon or giving access to a road in the Regional road system;

AND WHEREAS it is necessary to alter portions of Dartnall Road as described herein;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth at its meeting of January 21, 1997, authorized the alteration of Dartnall Road as described in Schedule "A" attached hereto;

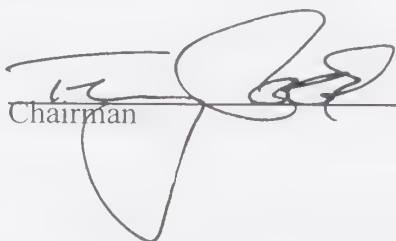
AND WHEREAS Notice of this By-law has been published as required by Section 300 of the said Municipal Act;

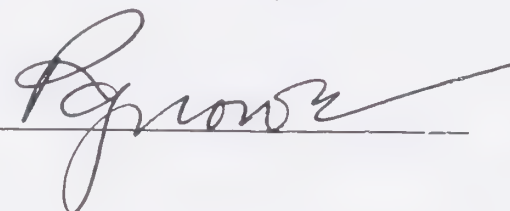
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Transportation Services Committee, has heard all persons who applied to be heard, whether in objection to or in support of this By-law.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the alteration of Dartnall Road as described in Schedule "A" attached hereto be proceeded with.
2. That the Chairman and Clerk of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement the alteration of Dartnall Road as described in Schedule "A" attached hereto.
3. That Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. That this By-law shall come into force and take effect on the date of its passing and enactment.

PASSED and ENACTED this 21st day of January, 1997.


Chairman


Clerk

Reviewed
as to form
DAE
Legal
Services

SCHEDULE "A"

TO

BY-LAW R97-004

DESCRIPTION OF WORKS TO BE UNDERTAKEN ON

DARTNALL ROAD (REGIONAL ROAD NO. 161) CITY OF HAMILTON

1. Reconstruction of Dartnall Road from Stone Church Road to Rymal Road as a two lane road with 3.7 metre wide lanes and 2.0 metre wide shoulders.
2. Modifications to the intersection of Stone Church Road and Dartnall Road including the construction of left turn lanes and raised centre medians on all approaches, and minor intersection radius alterations.
3. Modifications to the intersection of Rymal Road and Dartnall Road including the construction of left turn lanes on the north and south approaches and minor intersection radius alterations.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-005

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Schedule 11 (No Right Turn on Red Light) of said By-law is hereby amended by adding thereto the following item, namely:-

"Fennell Easterly High Anytime."

2. Schedule 17 (Parking Meter Locations) of said By-law is hereby amended by adding to Section 2(a) thereof the following item, namely:-

"King South West Avenue to Victoria."

and by adding to Section 3(a) thereof the following item, namely:-

"King South Grant to Victoria."

and by deleting from Section 3(a) thereof the following item, namely:-

"King South Grant to West."

3. **Schedule 18 (Parking Time Limits)** of said By-law is hereby amended by adding to Part B Section 5 thereof the following item, namely:-

"Cannon North Railway to Bay."

and by deleting therefrom the following items, namely:-

"Cannon North Railway to 65 feet east

Cannon North From 68 ft. west of Bay to 48 ft. westerly."

4. **Schedule 20 (No Parking Areas)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

"Wellington Street	West	commencing 104 feet north of Picton and extending 104 feet northerly therefrom	7:00 a.m. to 4:00 p.m."
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5. **Schedule 20A (No Parking Anytime)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

"Cannon	North	commencing at a point 65 feet east of Railway to a point 88 feet easterly therefrom."
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6. **Schedule 23 (No Stopping Areas)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Cannon North Railway to 40 feet easterly therefrom."

7. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.

8. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 21st day of January 1997

CHAIRMAN

CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-006

To confirm the proceedings of the Council at its meeting held on January 21, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 21st day of January, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

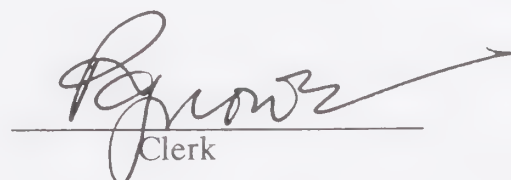
<u>NAME</u>	<u>NO.</u>
Chairman's Report	1-97
Administrative Services Committee Report	1-97
Health and Social Services Committee Report	1-97
Transportation Services Committee Report	1-97
Finance Committee Report	1-97
Economic Development and Planning Committee Report	1-97

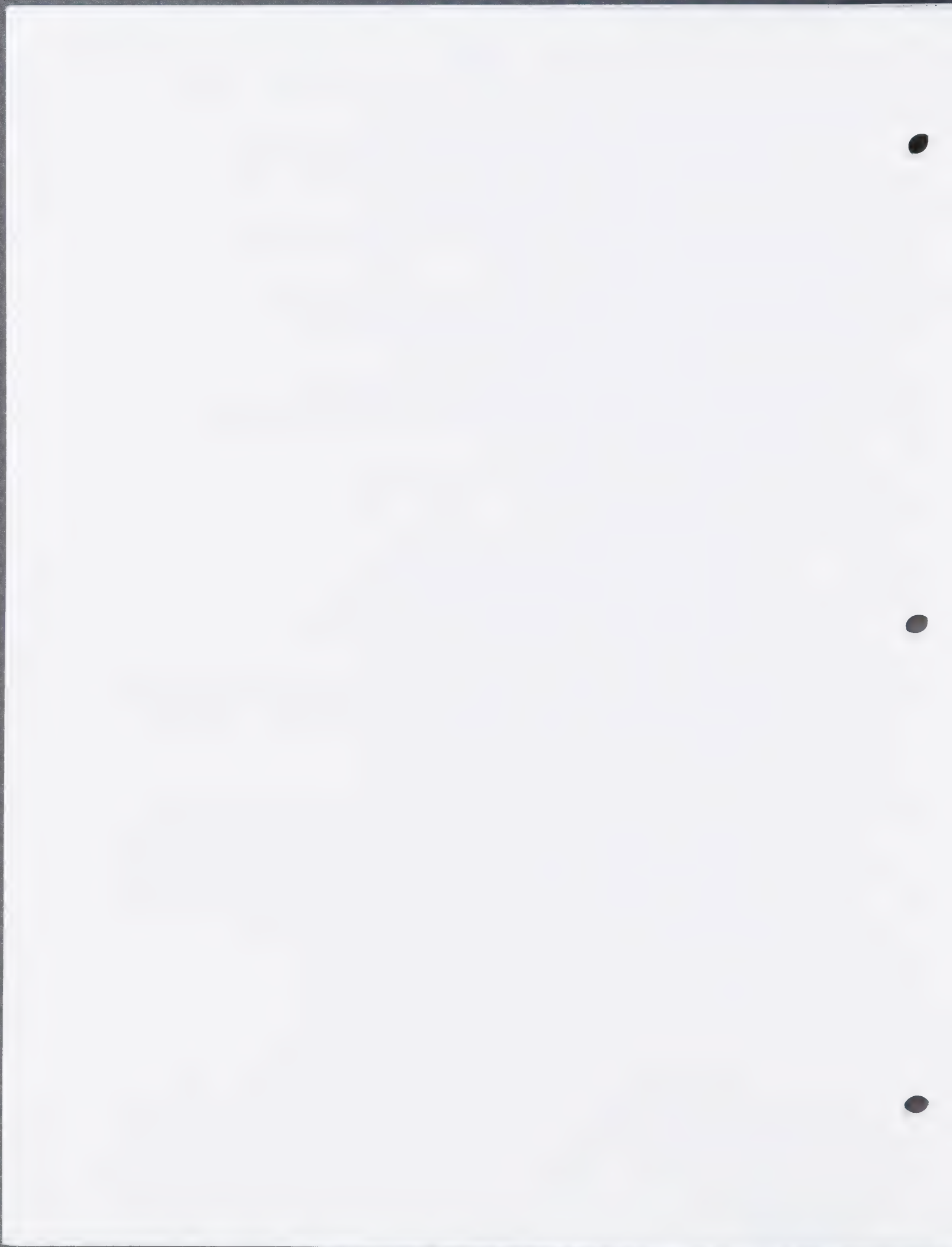
considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 21st day of January, 1997.


Chairman


Clerk



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-007

Bill No. 2601

Being a By-law to disband and terminate the
Hamilton Region Airport Management Board

WHEREAS on February 5, 1991, Regional Council approved Item 7 of Special Airport Committee Report 1-91 to provide for the establishment of the Hamilton Region Airport Management Board (hereinafter referred to as the "Board) to operate and manage Hamilton International Airport;

AND WHEREAS the operation and management of the Airport was transferred to TradePort International Corporation on December 20, 1996;

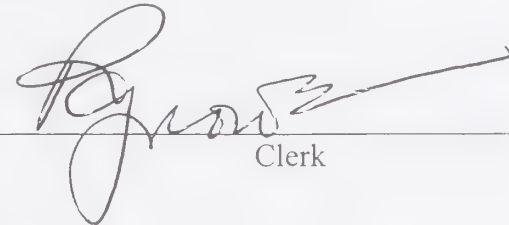
AND WHEREAS the services of the Board are no longer required.

NOW THEREFORE, the Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

1. That the Hamilton Region Airport Management Board be disbanded and dissolved.
2. That By-laws R91-028, R92-067 and R93-095 are hereby repealed.
3. That this By-law shall come into force and take effect on the date of its passing and enactment.

PASSED and enacted this 4th day of February, 1997.


Chairman


Clerk

Approved
as to form


Legal
Services

Authority: Items 3, 4 and 5, Transportation Services
Committee Report 2-97 (TSC 97-06/RDS 97-018;
TSC 97-008/RDS 97-021; TSC 97-009/
RDS 97-022)
CM: February 4, 1997

BILL NO. 2602

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R 97-008

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 50 (Wheelchair Loading Zones)** of By-law R89-038, as amended, is hereby amended by adding thereto the following item, namely:-

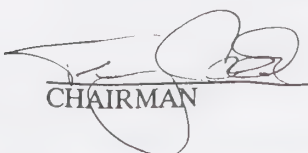
"King	North 50 feet	commencing 282 feet west of Balsam	9:00 a.m. to 4:00 p.m. Monday to Saturday."
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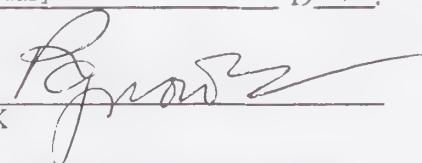
2. **Schedule 52 (H.S.R. Bus Stops)** of said By-law, is hereby further amended by adding thereto the following items, namely:-

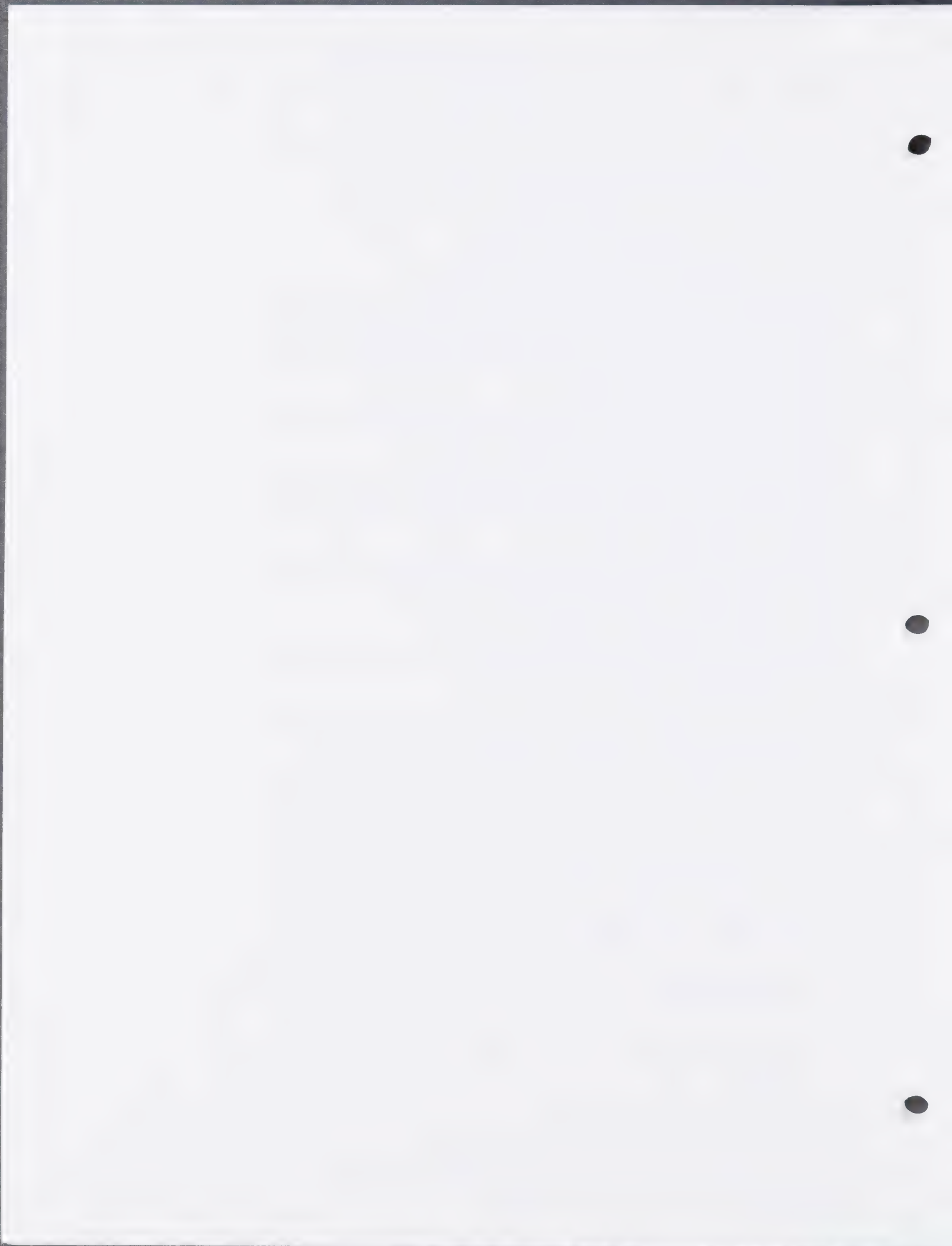
"Gage Avenue	opposite 200 Gage Avenue South	M/B I	115
Gage Avenue	at 200 Gage Avenue South	M/B O	115
King Street	Memorial Square	N/S I	115."

3. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 4th day of February 19 97.


CHAIRMAN


CLERK



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-009

To confirm the proceedings of the Council at its meeting held on February 4, 1997.

**THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

1. The Action of the Council at its meeting held on the 4th day of February, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

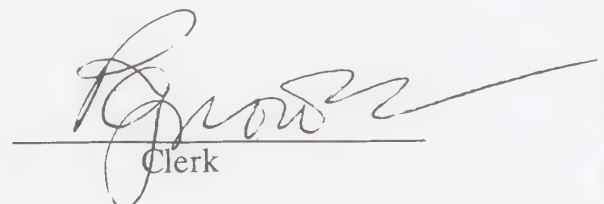
<u>NAME</u>	<u>NO.</u>
Administrative Services Committee Report	2-97
Economic Development and Planning Committee Report	2-97 as amended
Environmental Services Committee Report	1-97
Health and Social Services Committee Report	2-97 as amended
Independent Community Grants Committee Report	1-97
Transportation Services Committee Report	2-97 as amended
Finance Committee Report	2-97
Administrative Services and Finance Committees Joint Report	1-97 as amended

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 4th day of February, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-010

To confirm the proceedings of the Council at its meeting held on February 18, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

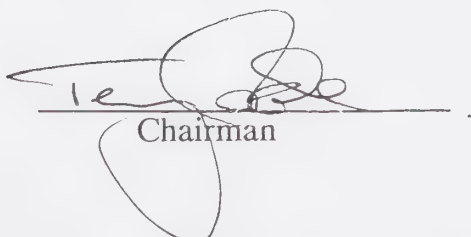
1. The Action of the Council at its meeting held on the 18th day of February, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

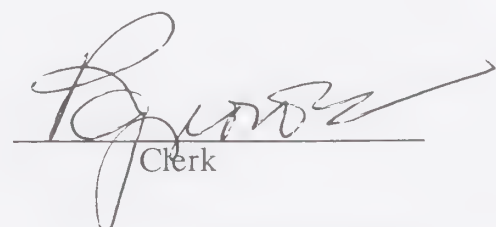
<u>NAME</u>	<u>NO.</u>
Chairman's Budget Steering Committee Report	1-97
Environmental Services Committee Report	2-97 as amended
Health and Social Services Committee Report	3-97
Independent Community Grants Committee Report	2-97 as amended
Finance Committee Report	3-97 as amended

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 18th day of February, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-011

To confirm the proceedings of the Council at its meeting held on February 26, 1997.

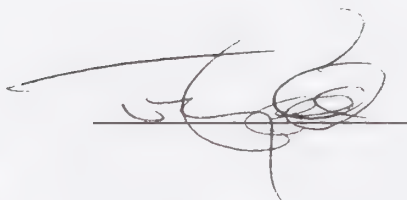
**THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

1. The Action of the Council at its special meeting held on the 26th day of February, 1997, in respect of each recommendation contained in the Report of its meeting:

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 26th day of February, 1997.

 -Chairman

 Clerk

Authority: Items 4 to 9 inclusive, Items 14 and 21
Transportation Services Committee
Report 3-97 (TSC 97-017/RDS 97-040;
TSC 97-015/RDS 97-038; TSC 97-018/
RDS 97-041; TSC 97-019/RDS 97-042;
TSC 97-020/RDS 97-043; RDS 97-052;
TSC 97-013/RDS 97-036)
CM: March 4, 1997

BILL NO. 2606

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R~~97~~-012

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Schedule 2 (Maximum Speed Limits on Certain Regional Roads) of By-law R89-038, as amended is hereby further amended by adding to Section E. "GLANBROOK" thereof the following item, namely:-

"637 Airport Road	6500' west of	3000' west of 60."
	Homestead Dr.	Homestead Dr.

2. Schedule 17 (Parking Meter Locations) of By-law R89-038, as amended, is hereby amended by adding to Section 2(b) thereof the following item, namely:-

"Barton	South	John to Hughson."
---------	-------	-------------------

and by adding to Section 3(b) thereof the following items, namely:-

"Barton	South	James to Hughson
Barton	South	John to Mary."

and by deleting from Section 3(b) thereof the following item, namely:-

"Barton	South	James to Mary."
---------	-------	-----------------

3. **Schedule 42 (Reduced Load Restrictions)** of By-law R89-038, as amended, is hereby further amended by adding to Section e) "Flamborough" thereof the following items, namely:-

"Safari Road	Regional Boundary	Highway 6	1 March	30 April
Sheffield Road	Highway 8	Highway 5	1 March	30 April."

and by deleting from Section e) "Flamborough" thereof the following items, namely:-

"Safari Road	Hwy. 8	1.1 km east	1 March	30 April
		of Brock Rd		
Sheffield Road	Fourth Con. West	Highway 5	1 March	30 April."

4. **Schedule 52 (H.S.R. Bus Stops)** of By-law R89-038, as amended, is hereby further amended by adding thereto the following items, namely:-

"Upper Gage Avenue	Concession Street	FS	O	115
Kenilworth Avenue	Cannon Street	NS	I	115
Main Street	Ferguson Avenue	FS	O	115
Main Street	Weir Street	NS	I	115
West 5th Street	Limeridge Road	MB	I	115."

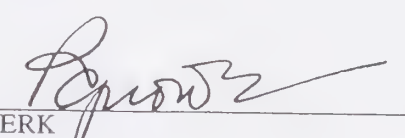
and by deleting therefrom the following items, namely:-

"Concession Street	Upper Gage Avenue	NS	O	110
Kenilworth Avenue	Britannia Avenue	NS	SW	110
Kenilworth Avenue	Cannon Street	FS	SW	85
West 5th Street	#823 West 5th Street	MB	I	115."

5. In all other respects, By-law R89-038 and the Schedules thereto, as amended, are hereby confirmed, unchanged.
6. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 4th day of March 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-013

BILL NO. 2607

To Permit the Erection and Maintenance of
Objects Upon a Regional Road Allowance

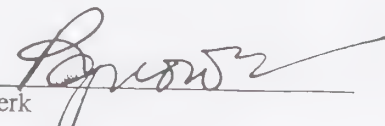
WHEREAS Section 308(3) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, provides that the Council of every municipality may pass By-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under its jurisdiction and for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the By-law as it considers reasonable.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant, 445797 Ontario Limited, being the Owner of premises known municipally as 81 Charlton Avenue East, Hamilton, Ontario, is hereby granted the privilege of erecting and maintaining the encroachment of two concrete curbs measuring 0.15m x 3.10m, concrete steps measuring 0.90m x 1.50m, a block retaining wall measuring 1.30m x 20.70m and seven (7) trees upon the road allowance of Charlton Avenue East, Hamilton, Ontario, upon the terms and conditions contained in the Agreement attached hereto as Schedule I.
2. The Chairman and Clerk are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall be deemed to have come into force and effect on the 5th day of February, 1997.

PASSED AND ENACTED this 4th day of March, 19 97.


Chairman


Clerk

Approved
to form
Legal
Services

Schedule "I"
THIS AGREEMENT made this 21st day of January, 1997

B E T W E N

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
(hereinafter called "the Region")

OF THE FIRST PART

- and -

445797 ONTARIO LIMITED
(hereinafter called "the Applicant")

OF THE SECOND PART

WHEREAS the Applicant is the registered owner of the property known municipally as 81 Charlton Avenue East, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 308(3) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, provides that the Council of every municipality may pass By-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under its jurisdiction and for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the By-law as it considers reasonable;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 4th day of February, 1997 did approve the granting of the privilege hereinafter permitted to the Applicant, which application was presented at the meeting of the Regional Council on the said date as Item No. 12 of the Report of the Transportation Services Committee.

NOW THEREFORE the parties hereto covenant and agree as follows:

1. That the Applicant, being the registered owner of the premises known municipally as 81 Charlton Avenue East, Hamilton, Ontario may, during the pleasure of Regional

Council, maintain the encroachment of: landscaping consisting of two concrete curbs measuring 0.15m X 3.10m, concrete steps measuring 0.90m X 1.50m, a block retaining wall measuring 1.30m X 20.70m and seven trees onto the Charlton Avenue East road allowance in the City of Hamilton, as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the Applicant to the Region, or paid or incurred by the Region under this Agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate this Agreement as provided in paragraph 12 herein. Without prejudice to the Region taking any or all of the above noted actions, the Region may also enforce said fees, costs and expenses in like manner as municipal taxes that are due and payable.
3. The Applicant shall pay a first year fee of \$252. to the Region immediately after the date of approval of the privilege at the meeting of the said Regional Council.
4. The Applicant shall pay to the Region yearly and every year during the currency of this Agreement the annual sum or fee of \$Nil or such sum or fee as may be determined by-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this Agreement.
5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region and the City of Hamilton from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss howsoever arising which the Region and the City of Hamilton, or either of them, may bear, suffer or be put to by reason of any damage to property, injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this Agreement, the Applicant shall deliver to the Region an endorsement from its commercial general liability insurance

policy confirming that the Region and the **City of Hamilton** have been named as additional insureds for third party bodily injury and property damage arising out of the granting of the privilege set out in this Agreement to a limit of not less than Two Million Dollars (\$2,000,000.00) or such other amount that may be required by the Region from time to time. This policy shall include a cross-liability and waiver of subrogation clause in respect of each named insured and shall be kept in force by the Applicant during the term of this Agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A" attached hereto, and the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act, R.S.O. 1990, Chapter A.31, as amended, and to the Local Improvement Act, R.S.O. 1990, Chapter L.26, as amended, as and when the same become due and payable.
7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.
8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.
9. Only the works herein authorized may be erected by the Applicant.
10. The design, construction, and location of the said works shall be previously approved by the Commissioner of Transportation/Environmental Services (hereinafter referred to as the "Commissioner"), and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the Applicant that may arise from this Agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight (48) hours after such requirement, or if the Applicant shall neglect or refuse to remove the said works or thing within thirty (30) days after notice to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this Agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person, and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this Agreement.
12. This Agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty (30) days prior to such termination.
13. Within thirty (30) days of the delivery by the Applicant to the Region of notice of its intention to terminate this Agreement or upon receipt of such notice from the Region, the Applicant shall remove the said works and restore that part of the road allowance occupied by the works to a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 of this Agreement and/or by such legal action as it deems necessary.
14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all By-laws and regulations of the Region or the City of Hamilton and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.
15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton or in any gas, telephone, telegraph, electric light, or other utility

company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, watermains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services") therein. The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall, at his own expense, carry out such alteration of the works as the Commissioner may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above, as the case may be, the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof and the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid registered mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario L8N 3V9

or such other addresses as may hereafter be assigned. Any notice to be given to the Applicant shall be delivered or posted by prepaid registered mail addressed to the Applicant at:

445797 Ontario Limited
155 Wellington Street North
Hamilton, Ontario
L8R 1N4

If any question arises as to whether any notice was or was not communicated by one party to the other, it shall be deemed to have been effectively communicated or given on the day delivered or on the fifth (5th) day after it was mailed, despite any strikes, lockouts or other disruption of mail service, whichever is the earlier.

19. The word "Applicant" in this Agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

20. If any term, clause or provision of this Agreement shall be judged to be invalid for any reason whatsoever, such invalidity shall not affect the validity or operation of any other term, clause or provision and such invalid term, clause or provision shall be deemed to have been deleted from this Agreement.

IN WITNESS WHEREOF the Parties hereto have duly executed this Agreement.

SIGNED, SEALED AND DELIVERED
in the presence of:


Approved Roads Department
signature of witness

) THE REGIONAL MUNICIPALITY
) OF HAMILTON-WENTWORTH
)

Ann' Sloak
Chairman, Terry Cooke

Clerk, R.C. Prowse

Date:

signature of witness

print name of witness

address of witness

APPLICANT

445797 ONTARIO LIMITED

PER

Danko Vranich - President

**I HAVE AUTHORITY TO BIND
THE CORPORATION**

SCHEDULE "A"

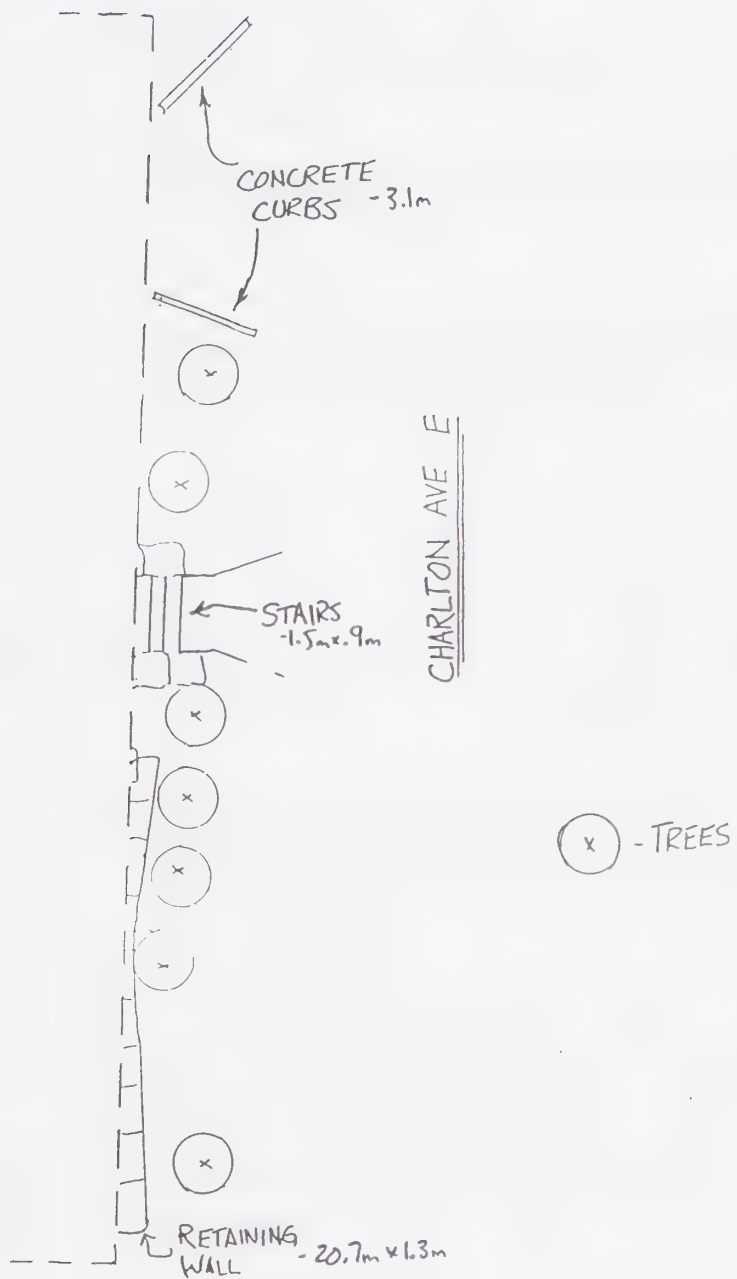
(Legal description of the Property)

Parcel 213-1, Section W1431(c), being the whole of Lots 213 and 226 and Part of Lots 214 and 225, Plan 1431, designated as Part 1 on Reference Plan 62R-13981, City of Hamilton, Regional Municipality of Hamilton-Wentworth.

Land Titles Division of Wentworth (No. 62).

SCHEDULE "B"

(Sketch of Works)



NOTE: THIS IS NOT A PLAN OF SURVEY
NOT TO SCALE

T103-50 (1258)

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-014

To confirm the proceedings of the Council at its meeting held on March 4, 1997.

**THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

1. The Action of the Council at its meeting held on the 4th day of March, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

NAME

NO.

Chairman's Report

2-97

Administrative Services Committee Report

3-97

Economic Development and Planning Committee Report

3-97 as amended

Health and Social Services Committee Report

4-97 as amended

Transportation Services Committee Report

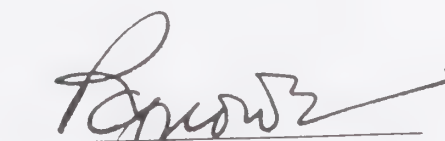
3-97 as amended

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 4th day of March, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-015

To confirm the proceedings of the Council at its meeting held on March 11, 1997.

**THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

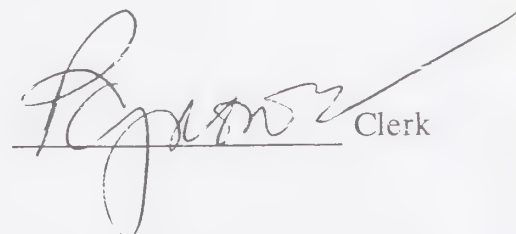
1. The Action of the Council at its special meeting held on the 11th day of March, 1997, in respect of each recommendation contained in the Report of its meeting:

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 11th day of March, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-016

BILL NO. 2609

BEING A BY-LAW TO AMEND BY-LAW R92-075, BEING A BY-LAW TO APPOINT BY-LAW ENFORCEMENT OFFICERS TO ENFORCE THE PROVISIONS OF REGIONAL BY-LAW NO. R89-038, AS AMENDED, ON REGIONAL ROADS WITHIN THE CITY OF STONEY CREEK.

WHEREAS Section 15 of the Police Services Act, R.S.O. 1990, Chapter P.15, as amended, permits a municipal council to appoint municipal by-law enforcement officers who are peace officers for the purpose of enforcing municipal by-laws;

AND WHEREAS Section 2 of the Police Services Act, R.S.O. 1990, Chapter P.15, as amended, provides that a regional municipality is a municipality for the purpose of the said Police Services Act;

AND WHEREAS Regional By-law No. R89-038, passed on the 21st day of March, 1989, and amendments thereto, regulates traffic on Regional Roads and on Highways within 30 metres of any Regional Road;

AND WHEREAS at its meeting on the 2nd day of June, 1992, the Council of the Regional Municipality of Hamilton-Wentworth did pass By-law R92-075, being a By-law to appoint By-law Enforcement Officers to enforce the provisions of Regional By-law R89-038, as amended, on Regional Roads within the City of Stoney Creek;

AND WHEREAS at its meeting on the 4th day of March, 1997, the Council of the Regional Municipality of Hamilton-Wentworth did approve of Item 10 of Report 3-97 of the Transportation Services Committee and thereby authorized that By-law R92-075, as amended, be further amended to reflect the appointment of RON ARNOLD and the revoking of the appointments of MEL BARLOW, JOHN GALLACHER, CHARLES CORBIN, and EARL GODDARD as By-law Enforcement Officers;

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Schedule "A" to By-law R92-075, as amended, be further amended by deleting the following:

MEL BARLOW
JOHN GALLACHER
CHARLES CORBIN
EARL GODDARD

and by substituting therefor:

RON ARNOLD

2. That in all other respects the content of By-law R92-075 and Schedule thereto, is hereby confirmed as unchanged.
3. That this By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED THIS 18th DAY OF March, 1997.

Chairman

Clerk

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-017.

BEING A BY-LAW TO AUTHORIZE AN INTERIM LEVY FOR THE YEAR 1997

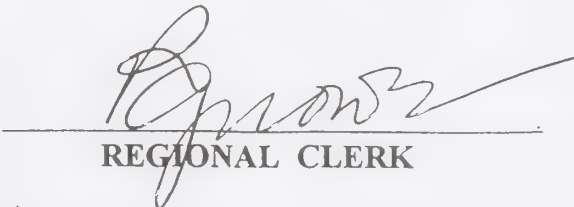
WHEREAS section 32 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1990, Chapter R. 12, authorizes the Regional Council before the adoption of estimates for the year 1997 to levy against each of the area municipalities, a sum not exceeding 50% of the levy made by the Regional Council in the preceding year against that area municipality.

THEREFORE, the Council of the Regional Municipality of Hamilton-Wentworth enacts as follows:

1. **THAT** there shall be levied against each municipality in the Regional Municipality of Hamilton-Wentworth, an amount equal to 50% of the 1996 levy for regional purposes levied against such area municipality, as shown on Schedule "A", attached.
2. **THAT** the amount levied under Section 1 of this By-law shall be paid by the Treasurer of each area municipality to the Commissioner of Finance of The Regional Municipality of Hamilton-Wentworth in four equal installments on or before March 15, April 15, May 15, and June 15, 1997.
3. **THAT** if any area municipality shall fail to make the payments required by the By-law, interest shall be added at a rate per annum equivalent to that which would have been charged to the Region at the prime rate of the Region's Banker, not to exceed 13%.
4. **THAT** this By-law shall come into force and take effect on the day upon which it is finally passed.

PASSED AND ENACTED THIS 18th DAY OF March 1997.


REGIONAL CHAIRMAN


REGIONAL CLERK


Legal
Services

Schedule "A" to By-law No. R97-017

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
FINANCIAL SERVICES DIVISION

CASH FLOW FOR PAYMENT OF INTERIM REGIONAL LEVY
FOR THE YEAR 1997

DATE	ANCASTER	DUNDAS	FLAMBOROUGH	GLANBROOK	HAMILTON	STONEY CREEK	TOTAL
March 15	1,062,413	715,249	1,288,119	403,914	16,207,678	2,208,604	21,885,978
April 15	1,062,413	715,249	1,288,119	403,914	16,207,678	2,208,604	21,885,978
May 15	1,062,413	715,249	1,288,119	403,914	16,207,678	2,208,604	21,885,978
June 15	<u>1,062,413</u>	<u>715,249</u>	<u>1,288,119</u>	<u>403,914</u>	<u>16,207,678</u>	<u>2,208,604</u>	<u>21,885,978</u>
	<u>4,249,652</u>	<u>2,860,996</u>	<u>5,152,476</u>	<u>1,615,656</u>	<u>64,830,712</u>	<u>8,834,416</u>	<u>87,543,912</u>

Note: 1997 Interim Regional Levy is 50% of the 1996 Regional Levy of \$175,087,824

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-018

To confirm the proceedings of the Council at its meeting held on March 18, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 18th day of March, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

NAME

NO.

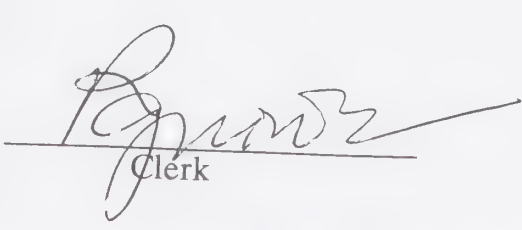
Environmental Services Committee Report	3-97 as amended
Health and Social Services Committee Report	5-97
Independent Community Grants Committee Report	3-97 as amended
Finance Committee Report	4-97

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 18th day of March, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-019

BILL NO. 2613

**BEING A BY-LAW TO DESIGNATE THE APPROVAL OF
TRAFFIC SIGNAL DESIGN DRAWINGS TO THE
SENIOR DIRECTOR, ROADS DIVISION,
REGIONAL TRANSPORTATION DEPARTMENT**

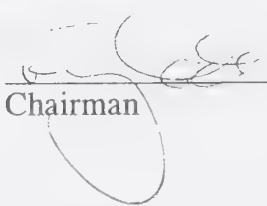
WHEREAS pursuant to subsection 144(31) of the Highway Traffic Act, R.S.O. 1990, c. H.8, as amended, no traffic control signal system or traffic control signal used in conjunction with a traffic control signal system shall be erected or installed except in accordance with an approval obtained from a person designated to give such approvals by the municipality or other authority that has jurisdiction over the highway or the intersection;

AND WHEREAS at its meeting of April 1, 1997, the Council of The Regional Municipality of Hamilton-Wentworth ("Regional Council") did approve of Item 12 of Report 4-97 of the Transportation Services Committee and did thereby designate to the Senior Director, Roads Division, Regional Transportation Department, the authority to approve traffic signal design drawings for traffic signals approved by Regional Council to be erected or installed on roads under the jurisdiction of The Regional Municipality of Hamilton-Wentworth or on roads entering or leaving a road under the jurisdiction of The Regional Municipality of Hamilton-Wentworth;

**NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH HEREBY ENACTS AS FOLLOWS:**

1. That the Senior Director, Roads Division, Regional Transportation Department ("Senior Director"), is hereby designated to approve on behalf of The Regional Municipality of Hamilton-Wentworth traffic signal design drawings for traffic signals approved by Regional Council to be erected or installed on roads under the jurisdiction of The Regional Municipality of Hamilton-Wentworth or on roads entering or leaving a road under the jurisdiction of The Regional Municipality of Hamilton-Wentworth.
2. That in exercising his or her approval of the traffic signal design drawings referred to in section 1 of this by-law, the Senior Director's actions shall comply with all applicable statutes, regulations and by-laws, including but not limited to the Highway Traffic Act, R.S.O. 1990, c. H.8, as amended from time to time, and shall constitute good engineering practice.

PASSED AND ENACTED this 1st day of April, 1997.


Chairman


Appointed Clerk

1997

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BILL NO. 2614

BY-LAW R97-020

BEING A BY-LAW TO APPOINT

AN AREA WEED INSPECTOR FOR

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

WHEREAS pursuant to subsection 6(1) of the Weed Control Act, R.S.O. 1990, Chapter W.5, as amended ("Weed Control Act"), the Council of The Regional Municipality of Hamilton-Wentworth shall by by-law appoint one or more persons as Area Weed Inspectors to enforce the Weed Control Act in the area within the Council's jurisdiction;

AND WHEREAS it is deemed expedient to appoint such an Area Weed Inspector to enforce the provisions of said Weed Control Act with respect to noxious weeds in the Regional Municipality of Hamilton-Wentworth:

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Colin Beitz (Transportation Technologist) be appointed Area Weed Inspector for The Regional Municipality of Hamilton-Wentworth.
2. That the Area Weed Inspector shall hold office during the pleasure of Council and subject to the provisions of the Weed Control Act and shall exercise all authority, powers and rights thereof and shall perform all the duties and obligations which by statute or by-law are or may be conferred or imposed upon the Area Weed Inspector.
3. That the Area Weed Inspector shall work in co-operation with the District and Local Weed Inspectors and carry out the provisions of the Weed Control Act and regulations thereto.
4. That By-law R96-048 is hereby repealed.

PASSED AND ENACTED this 1st day of April 1997.


CHAIRMAN


CLERK


Transportation
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BILL NO. 2615

BY-LAW R97-021

**TO ALTER GOLF LINKS ROAD FROM APPROXIMATELY
40 METRES EAST OF KITTY MURRAY LANE TO APPROXIMATELY 250
METRES WEST OF KITTY MURRAY LANE, AND KITTY MURRAY LANE
FROM GOLF LINKS ROAD TO APPROXIMATELY 110 METRES SOUTHERLY
TOWN OF ANCASTER**

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, as amended, to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commission or the Corporation of an Area Municipality in respect of the roads now included in the Regional road system;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 297 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, to alter, establish and layout any highway or part of a highway under its jurisdiction;

AND WHEREAS pursuant to Section 29(2) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, as amended, the Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation, entering or touching upon or giving access to a road in the Regional road system;

AND WHEREAS it is necessary to alter portions of Golf Links Road and Kitty Murray Lane as described herein;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth at its meeting of April 1, 1997, authorized the alteration of Golf Links Road and Kitty Murray Lane as described in Schedule "A" attached hereto;

continued...

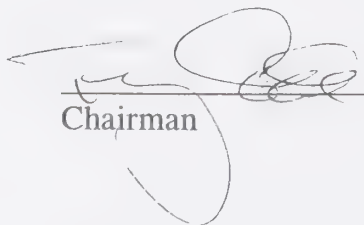
AND WHEREAS Notice of this By-law has been published as required by Section 300 of the said Municipal Act;

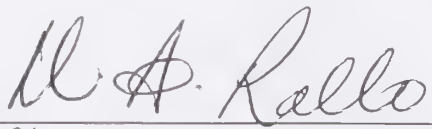
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Transportation Services Committee, has heard all persons who applied to be heard, whether in objection or support of this By-law.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the alteration of Golf Links Road and Kitty Murray Lane as described in Schedule "A" attached hereto be proceeded with.
2. That the Regional Chairman and Regional Clerk of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement the alteration of Golf Links Road and Kitty Murray Lane as described in Schedule "A" attached hereto.
3. The Schedule "A" attached to this By-law is included and shall be considered part of this By-law.
4. That this By-law shall come into force and take effect on the date of its passing and enactment.

PASSED and ENACTED this 1st day of April , 1997.


Chairman


R/ Clerk



SCHEDULE "A"

TO

BY-LAW R97-021

GOLF LINKS ROAD AND KITTY MURRAY LANE

TOWN OF ANCASTER

1. The construction of a raised concrete median island on Golf Links Road from approximately 30 metres east of Kitty Murray Lane to approximately 180 metres west of Kitty Murray Lane, excepting those limits within the intersection.
2. The pavement widening and channelization of Golf Links Road from approximately 40 metres east of Kitty Murray Lane to approximately 250 metres west of Kitty Murray Lane.
3. Kitty Murray Lane to be widened from Golf Links Road to approximately 110 metres southerly.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-022

*BEING A BY-LAW TO LEVY AGAINST THE AREA MUNICIPALITIES OF THE
REGION SUMS OF MONEY REQUIRED FOR THE YEAR 1997 FOR GENERAL,
LIBRARY, STORM SEWERS AND TRANSIT PURPOSES OF THE REGIONAL
MUNICIPALITY OF HAMILTON-WENTWORTH*

INTRODUCTION

WHEREAS Subsection 29(1) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1990, c.R.12, as amended, (hereinafter called the "Regional Municipality of Hamilton-Wentworth Act") provides that the Regional Council shall in each year prepare and adopt estimates of all sums required during the year for the purposes of the Regional Corporation, including the sums required by law to be provided by the Regional Council for any local board of the Regional Corporation, and

WHEREAS the Regional Council, at its meeting of the 18th of March, 1997, adopted Section (g) of the minutes of the Committee of the Whole meeting dated the 26th of February, 1997, which provided that the 1997 Operating budget be approved, and

WHEREAS Clauses 30(1)(a) and (b) of the Regional Municipality of Hamilton-Wentworth Act provide that Council of the Regional Corporation in each year shall levy against the area municipalities of the Region a sum of money sufficient to pay for its estimated current annual expenditures and for debts falling due within the year 1997 and to provide for sinking funds and principal and interest payments or sinking fund requirements for the debenture debt of the area municipalities for which the Regional Corporation is liable, and

GENERAL LEVY

WHEREAS Subsection 30(2) of the Regional Municipality of Hamilton-Wentworth Act provides that the Council shall direct the portion of the sums of money required by it pursuant to Subsection 30(1) of the Regional Municipality of Hamilton-Wentworth Act, to be levied against each area municipality in the proportion that the whole rateable property in each area municipality bears to the whole rateable property in the Regional area according to the last revised Assessment roll, as returned, discounted and equalized by the Ministry of Finance pursuant to Subsection 30(4) and (5) of the Regional Municipality of Hamilton-Wentworth Act, and

WHEREAS for the purposes of providing facilities for the receiving, dumping and disposing of waste, Section 155 of the Regional Municipalities Act, R.S.O. 1990, c.R.8, as amended, (hereinafter called the "Regional Municipalities Act") provides that the Council of the Regional Corporation may by by-law provide for imposing on and collecting from participating area municipalities for which it is providing such facilities, a waste management rate sufficient to pay the whole or such portion as the by-law may specify of the capital costs including debenture charges and expenditures for the establishment, maintenance and operation of such facilities, and

WHEREAS the Regional Corporation by By-law R81-146 did confirm the proceedings of its Council meeting of the sixth of October, 1981, which adopted Item 7 of the Finance Committee Report recommending that each of the area municipalities be charged a user fee based upon the previous calendar year's waste disposed, subject to each area municipality's Council approval, and that this fee will form part of the Regional Levy for solid waste with the balance of the net cost to be levied based upon equalized assessment, and

WHEREAS the Councils of each area municipality did agree to the above method of levying costs of the solid waste disposal system, and

WHEREAS the estimated sums of money required to be levied for the general purposes of the Regional Corporation for 1997, exclusive of the charges for library services, storm sewer and transit purposes, and after allowance for Provincial grants, is as set forth in column 4 of Schedule A", attached hereto, and

LIBRARY LEVY

WHEREAS the monies required to be levied for library purposes is as set forth in column 5 of Schedule "A", attached hereto, which amount, pursuant to Order in Council No. 146 74, is to be apportioned among the area municipalities of the Town of Ancaster, the City of Stoney Creek, the Town of Flamborough and the Township of Glanbrook in the proportion that the whole of the rateable property in each such area municipality bears to the whole of the rateable property of these area municipalities pursuant to the last revised Assessment roll, as returned, discounted and equalized by the Ministry of Finance, and

STORM SEWER LEVY

WHEREAS the Regional Corporation by By-law 5-74 did confirm the proceedings of its Council meeting of the fifth of February, 1974, which adopted Item 8 of the Second Report of the Engineering Services Committee recommending the approval of the Report on the initial assumption, operating and financing of Regional roads, water, sewage, storm sewer, and solid waste disposal works, which provided for expenditures for storm sewers in the City of Hamilton to be paid by the taxpayers in the City, and

WHEREAS Subsections 72(5) and (14) of the Regional Municipalities Act provide for the Regional Corporation to require the Corporation of the City of Hamilton to collect sums of money required for storm sewer purposes by general rate without the approval of the Ontario Municipal Board, and

WHEREAS the sum as set forth in column 6 of Schedule "A", attached hereto, is required for storm sewer purposes in the City of Hamilton, and

TRANSIT LEVY

WHEREAS Subsection 39(1) of the Regional Municipality of Hamilton-Wentworth Act provides for the levy on the area municipalities within the Urban Transit Area the sums required to meet the deficit arising out of the operation of the Regional Public Transportation System in the Urban Transit Area, and

WHEREAS Subsection 38(1) of the Regional Municipality of Hamilton-Wentworth Act provides for the City of Hamilton to be established as the Urban Transit Area, and

WHEREAS the Minister has not altered the Urban Transit Area, and

WHEREAS the Regional Municipality of Hamilton-Wentworth has, therefore, determined that a deficit, as set forth in column 7 of Schedule "A", attached hereto, will be incurred in the Urban Transit Area after allowing for Provincial subsidies, and

INTERIM LEVY

WHEREAS an interim levy, pursuant to Subsection 32(1) of the Regional Municipality of Hamilton-Wentworth Act, against each area municipality as shown in column 9 of Schedule "A", has been credited to each such area municipality, resulting in a net total levy against each area municipality in the amount set out in column 10 of Schedule "A", attached hereto.

NOW, THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. It is hereby directed that the portions of the sum of **ELEVEN MILLION, THREE HUNDRED AND NINETY-NINE THOUSAND, FOUR HUNDRED AND THIRTY DOLLARS (\$11,399,430)** for the provision of a solid waste disposal system, as shown in column 3 of Schedule "A", attached hereto, be levied against each area municipality as shown in Column 1 of Schedule "A", for the year 1997.

2. It is hereby directed that the portions of the sum of **ONE HUNDRED AND FORTY-ONE MILLION, THREE HUNDRED AND FOUR THOUSAND, SIXTY DOLLARS (\$141,304,060)** be levied against each area municipality as shown in column 1 of Schedule "A", attached hereto, for the year 1997, in the respective amounts as shown in column 2 of Schedule "A", attached hereto.
3. It is hereby directed that the sum of **TWO MILLION, SEVENTY-FIVE THOUSAND, NINE HUNDRED AND TWENTY DOLLARS (\$2,075,920)**, be levied against the area municipalities of the Town of Ancaster, the Town of Flamborough, the Township of Glanbrook and the City of Stoney Creek, as shown in column 1 of Schedule "A", attached hereto, for library services for the year 1997 in the respective amounts as shown in column 5 of Schedule "A", attached hereto.
4. It is hereby directed that the sum of **EIGHT MILLION, FOUR HUNDRED AND NINETY-SIX THOUSAND, THREE HUNDRED AND SEVENTY DOLLARS (\$8,496,370)**, for the operation and maintenance of the storm sewer system, including principal and interest payments on debentures, for the year 1997, as shown in column 6 of Schedule "A", attached hereto, be levied against the rateable property and business assessment within the City of Hamilton only, and that the area municipality of the City of Hamilton is required to collect this sum by means of a general rate on such property.
5. It is hereby directed that the sum of **SIXTEEN MILLION, SEVEN HUNDRED AND NINETY-EIGHT THOUSAND, TWO HUNDRED AND NINETY DOLLARS (\$16,798,290)**, for the provision of transit services in the Urban Transit Area for the year 1997, as shown in column 7 of Schedule "A", attached hereto, be levied against the rateable property and business assessment within the City of Hamilton only, and that the area municipality of the City of Hamilton is required to collect this sum by means of a general rate on such property.
6. It is hereby directed that the sum of money levied against the area municipalities as an interim levy, as shown in column 9 of Schedule "A", attached hereto, in the amount of **EIGHTY-SEVEN MILLION, FIVE HUNDRED AND FORTY-THREE THOUSAND, NINE HUNDRED AND EIGHT DOLLARS (\$87,543,908)** be deducted from the totals levied against the area municipalities for the year 1997, as shown in column 8 of Schedule "A", attached hereto, resulting in final levy against each area municipality, as shown in column 10 of Schedule "A", attached hereto.

7. The Treasurer of each area municipality, shown in column 1 of Schedule "A", attached hereto, shall pay to the Treasurer of the Regional Corporation the sums of money levied hereunder against each area municipality as shown in column 10 of Schedule "A", attached hereto, in five equal instalments due and payable on the 15th days of July, August, September, October and November in the year 1997.
8. In the event that any of the said area municipalities fail to make any payment as provided for in Section 7 of this By-law, interest on the sums of money due and payable at a rate per annum equivalent to that which would have been charged to the Region at the prime rate of the Region's Banker, not to exceed fourteen and one-quarter per cent ($14\frac{1}{4}\%$) shall be added thereto until payment with interest is made.
9. Schedule "A", attached to this By-law, forms part of this By-law.

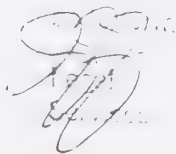
PASSED AND ENACTED THIS 1st DAY OF April, 1997.



CHAIRMAN



CLERK



SCHEDULE A
of By-law R97-022

REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH
1977 REGIONAL LEVY SUMMARY

(1) AREA MUNICIPALITY	(2) NET GENERAL LEVY	(3) SOLID WASTE LEVY	(4) GENERAL LEVY	(5) LIBRARY LEVY	(6) STORM SEWER LEVY	(7) TRANSIT LEVY	(8) TOTAL LEVY	(9) LEVIED UNDER BY-LAW NO. R97-017	(10) LEVIED UNDER THIS BY-LAW
	\$	\$	\$	\$	\$	\$	\$	\$	\$
ANCASTER	9,213,025	569,343	9,782,368	489,979	0	0	10,272,347	4,249,652	6,022,695
DUNDAS	6,033,683	451,044	6,484,727	0	0	0	6,484,727	2,860,996	3,623,731
FLAMBOROUGH	10,221,936	711,208	10,933,144	543,621	0	0	11,476,765	5,152,476	6,324,289
GLANBROOK	3,165,211	252,544	3,417,755	168,295	0	0	3,586,050	1,615,656	1,970,394
HAMILTON	96,236,543	8,195,854	104,432,397	0	8,496,370	16,798,290	129,727,057	64,830,712	64,896,345
STONE CREEK	16,433,662	1,219,437	17,653,099	874,025	0	0	18,527,124	8,834,416	9,692,708
TOTALS	141,304,060	11,399,430	152,703,490	2,075,920	8,496,370	16,798,290	180,074,070	87,543,908	92,530,162

BILL NO. 2617

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-023

BEING A BY-LAW FOR THE WIDENING OF STONE CHURCH ROAD
IN THE CITY OF HAMILTON

WHEREAS Stone Church Road in the City of Hamilton, in the Province of Ontario, is a Regional road;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under section 32 of the Regional Municipalities Act, R.S.O. 1990, c. R.8, as amended, and section 297 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, to pass by-laws for the widening of any highway or part of a highway;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth is the owner of the lands shown as Parts 4, 5, 9 and 10 on Plan 62R-14013, said lands to be used for the purposes of widening Stone Church Road, in the City of Hamilton;

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the Regional road of Stone Church Road, in the City of Hamilton, is hereby widened by incorporating the following lands therein:

Part of Lot 34, Concession 7, in the geographic Township of Saltfleet, designated as Parts 4, 5, 9 and 10 on Plan 62R-14013.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. That this by-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED THIS 1st DAY OF April, 1997.


Chairman


Clerk

Legal
Services

Authority: Items 5 to 10 inclusive, Transportation Services
Committee Report 4-97 (TSC 96-007/RDS 96-019;
TSC 97-023/RDS 97-059; TSC 97-025/RDS 97-065;
TSC 97-026/RDS 97-066; TSC 97-016/RDS 97-039;
TSC 97-028/RDS 97-067)
CM: April 1, 1997

BILL NO. 2618

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R⁹⁷-024

**BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC**

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 18 (Parking Time Limits)** of said By-law is hereby amended by adding to Part C thereof the following Section, namely:-

"2. One Hour Limit between the hours of 7 o'clock in the forenoon and 4 o'clock in the afternoon, on the following streets or parts of streets, excepting such parts of same where parking or stopping is prohibited."

and by including as a part of Section 2, Part C of said By-law, three columns; the first column indicating the name of the street upon which the regulation shall be in effect, the second column indicating the side of the street, by compass direction, upon which the regulation shall be in effect, and the third column indicating the point at which the regulation commences and the point at which the regulation concludes, all in the manner as follows:-

<u>"STREET</u>	<u>SIDE</u>	<u>LOCATION"</u>
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and by adding to Section 2, of Part C, of Schedule 18, the following item, namely:-

"Cannon	North	commencing 146 feet west of Victoria and extending 19 feet westerly therefrom."
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2. **Schedule 20 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Wilson St. South commencing 75 meters west of Church and Anytime."
and extending 56 meters westerly therefrom

and by deleting therefrom the following item, namely:-

"Wilson St. South 75 meters west of Church St. to a 9:00 a.m. to
point 56 meters westerly therefrom 6:00 p.m."

3. **Schedule 20A (No Parking Anytime)** of said By-law is hereby amended by adding thereto the following items namely:-

"Lawrence South Gage to King

Lawrence North Gage to 143 feet west of Ottawa

Lawrence North Ottawa to King."

and by deleting therefrom the following item, namely:-

"Lawrence Both Gage to King."

4. **Schedule 23 (No Stopping Areas)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Concession North commencing 48 feet east of East 26th and Anytime."
extending 65 feet easterly therefrom

5. **Schedule 52 (H.S.R. Bus Stops)** of said By-law is hereby amended by adding thereto the following items, namely:-

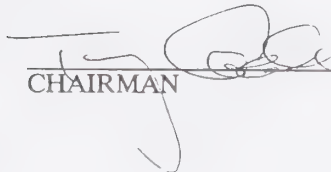
"Cootes Drive	Dundas Street	N/S	I	115
Cootes Drive	East Street	M/B	O	115
Cootes Drive	King Street	N/S	O	115
Dundas Street	West Street	N/S	O	115
Dundas Street	Main Street	N/S	O	115
Dundas Street	West Street	M/B	I	115
Main Street	Ontario Street	N/S	O	115."

and by deleting therefrom the following items, namely:-

"Main Street	Governors Road	M/B	O	115
Main Street	York Street	N/S	I	115
Main Street	Eric Avenue	M/B	O	115."

6. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.
7. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 1st day of April 1997.



CHAIRMAN



P/CLERK

Authority: Item 11, Transportation Services
Committee Report 4-97
(TSC 97-010/RDS 97-025)
CM: April 1, 1997

BILL NO. 2619

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-025

BEING A BY-LAW TO AMEND BY-LAW NO. R77-103, BEING A BY-LAW TO
APPOINT BY-LAW ENFORCEMENT OFFICERS TO ENFORCE THE PROVISIONS
OF BY-LAW NO. R89-038, AS AMENDED - CITY OF HAMILTON

WHEREAS Section 15 of the Police Services Act, R.S.O. 1990, Chapter P. 15, as amended, permits a municipal council to appoint municipal by-law enforcement officers who are peace officers for the purpose of enforcing municipal by-laws;

AND WHEREAS Section 2 of the Police Services Act, R.S.O. 1990, Chapter P. 15, as amended, provides that a regional municipality is a municipality for the purpose of the said Police Services Act;

AND WHEREAS Regional By-law No. R89-038, passed on the 21st day of March, 1989, and amendments thereto, regulates traffic on Regional Roads and on Highways within 30 metres of any Regional Road;

AND WHEREAS Regional By-law No. R77-103 passed on the 5th day of July, 1977, is a By-law to appoint By-law Enforcement Officers to enforce the provisions of Regional By-law No. R89-038;

AND WHEREAS at its meeting on the 1st day of April, 1997, the Council of the Regional Municipality of Hamilton-Wentworth did approve of Item 11 of Report 4-97 of the Transportation Services Committee and thereby authorized that By-law No. R77-103, as amended, be amended to reflect the terminations and appointments of additional By-law Enforcement Officers;

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Schedule "A" of By-law No. R77-103, as amended, is hereby amended by adding thereto the following names:-

"IYAD ABDEL-BAKI
MARK MACDONALD"

and by deleting therefrom the following name:-

"TERRY PAUL."

2. That in all other respects the content of By-law No. R77-103 and Schedule thereto, as amended, is hereby confirmed as unchanged.

3. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED THIS 1st DAY OF April, 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-026

To confirm the proceedings of the Council at its meeting held on April 1, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 1st day of April, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

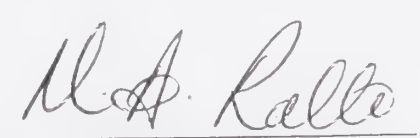
<u>NAME</u>	<u>NO.</u>
Chairman's Report	3-97
Administrative Services Committee Report	4-97 as amended
Economic Development and Planning Committee Report	4-97
Health and Social Services Committee Report	6-97
Transportation Services Committee Report	4-97

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 1st day of April, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-027

To confirm the proceedings of the Council at its meeting held on April 15, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 15th day of April, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

NAME

NO.

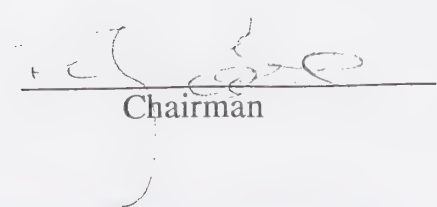
Environmental Services Committee Report
Health and Social Services Committee Report
Independent Community Grants Committee Report
Finance Committee Report

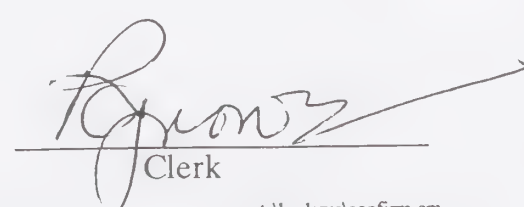
4-97 as amended
7-97 as amended
4-97 as amended
5-97

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 15th day of April, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-028

To confirm the proceedings of the Council at its meeting held on April 29, 1997.

**THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

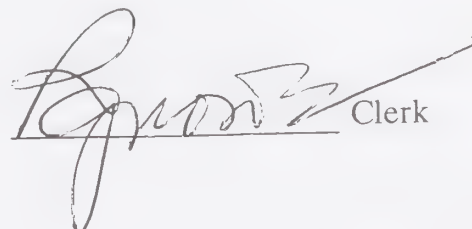
1. The Action of the Council at its special meeting held on the 29th day of April, 1997, in respect of each recommendation contained in the Report of its meeting:

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 29th day of April, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R 97-029

Being a By-Law to exempt certain lands from the setback provisions of By-Law No. 2613 of the former County of Wentworth.

WHEREAS on the 20th day of March, 1973, the Council of the County of Wentworth did pass By-Law No. 2613, pursuant to the provisions of Section 99(4) of the Public Transportation and Highway Improvement Act, R.S.O., 1970, Chapter 201, as amended, to fix and determine the distance from the centreline of certain County Roads within which the owner of any adjacent lands is not to construct any building or structure;

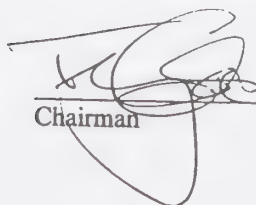
AND WHEREAS pursuant to Section 31 of The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, as amended, The Regional Municipality of Hamilton-Wentworth (herein called the "Region") has in respect of the lands included within the regional road system, all the rights, powers and benefits and advantages conferred upon the Corporation of the County of Wentworth;

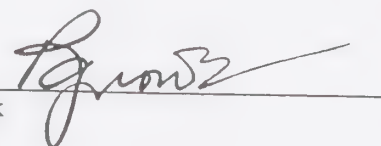
AND WHEREAS the Council of the Region considers it desirable and expedient to exempt certain lands located on Barton Street in the City of Stoney Creek from the provisions of the aforesaid By-Law No. 2613 requiring a setback of 25.91m (85 feet) from the centreline of construction on Barton Street, as shown on Reference Plan 62R-564, for an existing house on lands known as No. 1258 Barton Street and shown as Lot 9 on Plan 62M-788.

NOW THEREFORE, the Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

1. Notwithstanding the provisions of By-Law No. 2613 of the former County of Wentworth, the site of the existing house described in Column 1 of Schedule "A" hereto attached, having a setback indicated in Column 2 of said Schedule "A", from the centreline of construction as shown on Reference Plan 62R-564 of the highway indicated in Column 3 of said Schedule "A", shall be deemed to be not in contravention of the provisions of Section 2(1)(a) of the aforesaid By-Law, so long as the existing house remains in such location.
2. Schedule "A" to this By-Law forms part of this By-Law.
3. This By-Law shall come into force and affect on the date of its passing and enactment.

PASSED AND ENACTED this 6th day of May, 1997


Chairman


Clerk

Approved
by Council

Services

SCHEDULE "A"

TO BY-LAW R97-029

COLUMN 1

COLUMN 2

COLUMN 3

Description of Lands

Lands south side
of Barton Street shown
as Lot 9 on Plan 62M-788,
more particularly described
as No. 1258 Barton Street,
in the City of Stoney Creek

24.34m

Barton Street

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-030

BEING A BY-LAW TO AMEND BY-LAW R94-117 (THE REGIONAL SIGN BY-LAW)

WHEREAS at its meeting of November 1, 1994, the Council of The Regional Municipality of Hamilton-Wentworth did pass and enact By-law R94-117, being a by-law to regulate signs on Regional roads and known as "The Regional Sign By-law";

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth deems it necessary to amend The Regional Sign By-law;

NOW THEREFORE the Council of The Regional Municipality of Hamilton-Wentworth hereby enacts as follows:

1. That section 2 of By-law R94-117 (herein called "The Regional Sign By-law") be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said section.
2. That subsection 5(1) of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said subsection.
3. That subsection 5(2) of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said subsection.
4. That subsection 5(3) of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said subsection.
5. That subsection 5(4) of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in said subsection.
6. That subsection 6(1) of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in said subsection.
7. That subsection 6(2) of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said subsection.

8. That subsection 6(3) of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said subsection.
9. That subsection 6(5) of The Regional Sign By-law be amended by adding the words ", causing to be placed or permitting to be placed" after the word "placing" in the first line of said subsection.
10. That subsection 6(6) of The Regional Sign By-law be repealed and the following substituted therefor:
 - (6) *No person shall place, cause to be placed or permit to be placed any portable sign for a period in excess of 30 calendar days.*
11. That section 7 of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the second line of said section.
12. That subsection 7(a) of The Regional Sign By-law be amended by adding the words "and the Area Municipality in which the commercial property is located" after the word "Corporation" in the third line.
13. That subsection 8(1) of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said subsection.
14. That subsection 8(2) of The Regional Sign By-law be amended by adding the words ", cause to be fastened or permit to be fastened" after the word "fasten" in the first line of said subsection.
15. That subsection 8(3) of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said subsection.
16. That subsection 8(4) of The Regional Sign By-law be amended by adding the words ", causing to be placed or permitting to be placed" after the word "placing" in the first line of said subsection.
17. That subsection 8(5) of The Regional Sign By-law be repealed and the following substituted therefor:
 - (5) *No person shall place, cause to be placed or permit to be placed any poster for a period in excess of 14 calendar days.*

18. That section 12 of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said section.
19. That section 13 of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said section.
20. That section 14 of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said section.
21. That section 15 of The Regional Sign By-law be amended by adding the words ", cause to be placed or permit to be placed" after the word "place" in the first line of said section.
22. That subsection 18(1) of The Regional Sign By-law be amended by adding the following to the end of said subsection:

Such expenses may be recovered by action or where applicable, in like manner as municipal taxes under the provisions of section 326 of the Municipal Act, R.S.O. 1990, c. M.45, as amended.

23. That subsection 18(2) of The Regional Sign By-law be repealed and the following substituted therefor:

(2) Except in the case of posters, signs removed pursuant to this section 18 shall be stored by the Regional Corporation for a period of not less than 30 calendar days, during which time the owner or his agent may retrieve the sign upon payment to the Regional Corporation of the following amounts:

- (a) the sum of fifty dollars (\$50.00) for signs with an area of up to two square meters, and one hundred dollars (\$100.00) for all other signs;*
- (b) the sum of three dollars (\$3.00) per day that the sign is stored by the Regional Corporation; and*
- (c) all applicable taxes.*

24. That subsection 18(3) of The Regional Sign By-law be repealed and the following substituted therefor:

(3) Where a sign is so large, placed, constructed or operated that the cost of pulling down and removing the sign exceeds the amount provided in clause 18(2)(a) of this by-law, the sums provided in subsection 18(2) of this by-law shall not apply and the amount to be paid to the Regional Corporation will be the Regional Corporations's actual cost of pulling down, removing, storing and disposing of the

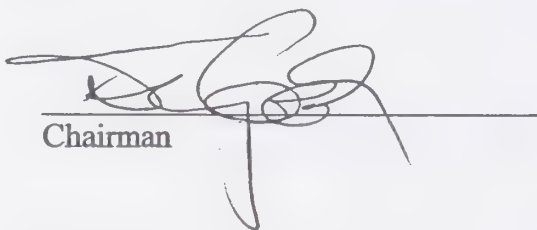
sign, plus all applicable taxes.

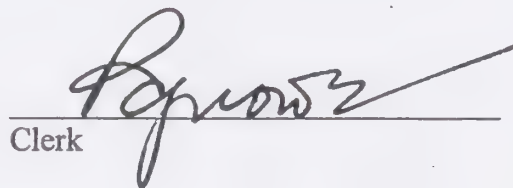
25. That subsection 18(4) of The Regional Sign By-law be amended by adding the following to the end of said subsection:

In the event that a sign has been destroyed or otherwise disposed of by the Regional Corporation in accordance with the foregoing, the unpaid amounts which have been calculated in accordance with either subsections 18(2) or 18(3) of this by-law shall remain due and payable by the owner of the sign.

26. In all other respects, the contents of By-law R94-117 are hereby confirmed unchanged.

PASSED AND ENACTED this 6th day of May, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-031

A BY-LAW TO AUTHORIZE A FRANCHISE AGREEMENT
BETWEEN THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH
and UNION GAS LIMITED

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth deems it expedient to enter into the attached franchise agreement (the "franchise agreement") with Union Gas Limited;

AND WHEREAS the Ontario Energy Board by its Order issued pursuant to The Municipal Franchises Act on the 16th day of January 1997 has approved the terms and conditions upon which and the period for which the franchise provided in the franchise agreement is proposed to be granted, and has declared and directed that the assent of the municipal electors in respect of this By-Law is not necessary:

NOW THEREFORE The Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

1. THAT the franchise agreement between The Regional Municipality of Hamilton-Wentworth and Union Gas Limited, attached hereto as Schedule "A", is hereby authorized and the franchise provided for therein is hereby granted.
2. THAT the Chairman and Clerk be and they are hereby authorized and instructed on behalf of The Regional Municipality of Hamilton-Wentworth to enter into and execute under its corporate seal and deliver the franchise agreement, attached hereto as Schedule "A".
3. THAT By-law #2467 of the Corporation of the County of Wentworth passed in Council on the 17th day of November, 1970;

By-law #2384 of the Corporation of the County of Wentworth passed in Council on the 18th day of March, 1969;

By-law #2218 of The Corporation of the County of Wentworth, passed in Council on the 18th day of October, 1966;

By-law #1829 of The Corporation of the County of Wentworth, passed in Council on the 18th day of November, 1958;

By-law #1812 of The Corporation of the County of Wentworth,

By-law #1787 of The Corporation of the County of Wentworth, passed in Council on the 8th day of January, 1958;

By-law #1776 of The Corporation of the County of Wentworth;

By-law #1736 of The Corporation of the County of Wentworth, passed in Council on the 13th day of June, 1956;

By-law #1704 of The Corporation of the County of Wentworth, passed in Council on the 31st day of October, 1955;

By-law #1638 of The Corporation of the County of Wentworth, passed in Council on the 26th day of April, 1954;

By-law #1615 of The Corporation of the County of Wentworth, passed in Council on the 24th day of July, 1953;

By-law #1521 of the Corporation of the County of Wentworth, passed in Council on the 12th day of April, 1951;

By-law #1412 of The Corporation of the County of Wentworth, passed in Council on the 23rd day of October, 1947;

By-law #1409 of The Corporation of the County of Wentworth, passed in Council on the 2nd day of October, 1947;

By-law #1408 of The Corporation of the County of Wentworth, passed in Council on the 2nd day of October, 1947;

By-law #1192 of The Corporation of the County of Wentworth,

By-law #1171 of The Corporation of the County of Wentworth, passed in Council on the 15th day of May, 1940;

By-law #1054 of The Corporation of the County of Wentworth, passed in Council on the 14th day of July, 1946;

By-law #966 of The Corporation of the County of Wentworth, passed in Council on the 14th day of December, 1932;

By-law #926 of the Corporation of the County of Wentworth, passed in Council on the 15th day of April, 1931;

By-law 873 of the Corporation of the County of Wentworth, passed in Council on the 11th day of September, 1928;

By-law #844 of The Corporation of the County of Wentworth, passed in Council on the 16th day of December, 1926;

By-law #843 of The Corporation of the County of Wentworth, passed in Council on the 16th day of December, 1926;

By-law #644 of The Corporation of the County of Wentworth, passed in Council on the 16th day of April, 1915;

By-law #645 of The Corporation of the County of Wentworth, passed in Council on the 16th day of April, 1915;

By-law #637 of The Corporation of the County of Wentworth;

By-law #526 of The Corporation of the County of Wentworth, passed in Council on the 19th day of June, 1906;

By-law #504 of the Corporation of the County of Wentworth, passed in Council on the 21st day of November, 1904;

be and the same are hereby repealed.

4. THAT Schedule "A" attached hereto forms part of this By-law.
5. THAT this by-law shall come into force and take effect as of the final passing thereof.

PASSED AND ENACTED this 6th day of May, 1997.

Chairman

Clerk

Approved
as to form
Legal
Services

FRANCHISE AGREEMENT

THIS AGREEMENT made this day of , 19 ,
BETWEEN:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

hereinafter called the "Corporation"

- and -

Union Gas
LIMITED

hereinafter called the "Gas Company"

WHEREAS the Gas Company desires to distribute and sell gas in the Municipality upon the terms and conditions of this Agreement;

AND WHEREAS by by-law passed by the Council of the Corporation (the "By-law"), the Chairman and the Clerk have been authorized and directed to execute this Agreement on behalf of the Corporation;

THEREFORE the Corporation and the Gas Company agree as follows:

I. DEFINITIONS

1. In this Agreement:

- (a) "gas" means natural gas, manufactured gas, synthetic natural gas, liquefied petroleum gas or propane-air gas, or a mixture of any of them, but does not include a liquefied petroleum gas that is distributed by means other than a pipeline;
- (b) "gas system" means such mains, plants, pipes, conduits, services, valves, regulators, curb boxes, stations, drips or such other equipment as the Gas Company may require or deem desirable for the supply, transmission and distribution of gas in or through the Municipality;
- (c) "highway" means all common and public highways and shall include any bridge, viaduct or structure forming part of a highway, and any public square, road allowance or walkway and shall include not only the travelled portion of such highway, but also ditches, driveways, sidewalks, and sodded areas forming part of the road allowance now or at any time during the term hereof under the jurisdiction of the Corporation; except for those highways under the jurisdiction of the Corporation which are located within the City of Hamilton.

- (d) "Municipality" means the territorial limits of the Corporation on the date when this Agreement takes effect, and any territory which may thereafter be brought within the jurisdiction of the Corporation;
- (e) "Engineer/Road Superintendent" means the most senior individual employed by the Corporation with responsibilities for highways within the Municipality or the person designated by such senior employee or such other person as may from time to time be designated by the Council of the Corporation.

II. RIGHTS GRANTED

1. To provide gas service.

The consent of the Corporation is hereby given and granted to the Gas Company to supply gas to the Corporation and to the inhabitants of those local or lower tier municipalities within the Municipality from which the Gas Company has a valid franchise agreement for that purpose.

2. To use road allowances.

The consent of the Corporation is hereby given and granted to the Gas Company to enter upon all highways now or at any time hereafter under the jurisdiction of the Corporation and to lay, construct, maintain, replace, remove, operate and repair a gas system for the supply, distribution and transmission of gas in and through the Municipality.

3. Duration of Agreement and Renewal Procedures.

The rights hereby given and granted shall be for a term of fifteen (15) * years from the date of final passing of the By-law.

- * Footnote: The rights given and granted for a first agreement shall be for a term of 20 years. The rights given and granted for any subsequent agreement shall be for a term of not more than 15 years, unless both parties agree to extend the term to a term of 20 years maximum.

At any time within two years prior to the expiration of this Agreement, either party may give notice to the other that it desires to enter into negotiations for a renewed franchise upon such terms and conditions as may be agreed upon. Until such renewal has been settled, the terms and conditions of this Agreement shall continue, notwithstanding the expiration of this Agreement. Nothing herein stated shall preclude either party from applying to the Ontario Energy Board for a renewal of the Agreement pursuant to Section 10 of the Municipal Franchises Act.

III. CONDITIONS

1. Approval of Construction

Before beginning construction of or any extension or change to the gas system (except service laterals which do not interfere with municipal works in the highway), the Gas Company shall file with the Engineer/Road Superintendent a plan, satisfactory to the Engineer/Road Superintendent, drawn to scale and of sufficient detail considering the complexity of the specific location, showing the highways in which it proposes to lay its gas system and the particular parts thereof it proposes to occupy. Geodetic information will not be required except in complex urban intersections in order to facilitate known projects, being projects which are reasonably anticipated by the Engineer/Road Superintendent. The Engineer/Road Superintendent may require sections of the gas system to be laid at a greater depth than required by CAN/CSA Z184-M92 to facilitate known projects. The location of the work as shown on the said plan must be approved by the Engineer/Road Superintendent before the commencement of the work and the timing, terms and conditions relating to the installation of such works shall be to his satisfaction.

Notwithstanding the provisions of the above noted paragraph, in the event it is proposed to affix a part of the gas system to a bridge, viaduct or structure, the Engineer/Road Superintendent may, if the Engineer/Road Superintendent approves of such location, require special conditions or a separate agreement.

No excavation, opening or work which shall disturb or interfere with the surface of the travelled portion of any highway shall be made or done unless a permit therefor has first been obtained from the Engineer/Road Superintendent and all works shall be done to his satisfaction.

The Engineer/Road Superintendent's approval, where required throughout this section, shall not be withheld unreasonably.

2. As Built Drawings

The Gas Company shall not deviate from the approved location for any part of the gas system unless the prior approval of the Engineer/Road Superintendent to do so is received. After completion of the construction, where plans were initially filed, an "as built" plan of equal quality to the pre-construction plan or certification that the pre-construction plan is "as built" will be filed with the Engineer/Road Superintendent.

3. Emergencies

In the event of an emergency involving the gas system, the Gas Company will proceed with the work and in any instance where prior approval of the Engineer/Road Superintendent is normally required, shall use its best efforts to immediately notify the Engineer/Road Superintendent of the location and nature of the emergency and the work being done and, if it deems appropriate, notify the police force having jurisdiction.

4. Restoration

The Gas Company shall well and sufficiently restore, to the reasonable satisfaction of the Engineer/Road Superintendent, all highways, municipal works or improvements which it may excavate or interfere with in the course of laying, constructing, repairing or removing its gas system, and shall make good any settling or subsidence thereafter caused by such excavation or interference. If the Gas Company fails at any time to do any work required by this paragraph within a reasonable period of time, the Corporation may do or cause such work to be done and the Gas Company shall, on demand, pay any reasonable account therefor as certified by the Engineer/Road Superintendent.

5. Indemnification

The Gas Company shall, at all times, indemnify and save harmless the Corporation from and against all claims, including costs related thereto, for all damages or injuries including death to any person or persons and for damage to any property, arising out of the Gas Company operating, constructing, and maintaining its gas system in the Municipality, or utilizing its gas system for the carriage of gas owned by others. Provided that the Gas Company shall not be required to indemnify or save harmless the Corporation from and against claims, including costs related thereto, which the Corporation may incur by reason of damages or injuries including death to any person or persons and for damage to any property, resulting from the negligence or wrongful act of the Corporation, its servants, agents or employees.

6. Alternative Easement

The Corporation agrees, in the event of the proposed sale or closing of any highway or any part of a highway where there is a gas line in existence, to give the Gas Company reasonable notice of such proposed sale or closing and to provide, if it is feasible, the Gas Company with easements over that part of the highway proposed to be sold or closed sufficient to allow the Gas Company to preserve any part of the gas system in its then existing location. In the event that such easements cannot be provided, the Corporation will share, as provided in Paragraph III-7 of this Agreement, in the cost of relocating or altering the gas system to facilitate continuity of gas service.

7. Pipeline Relocation

If in the course of constructing, reconstructing, changing, altering or improving any highway or any municipal works, the Corporation deems that it is necessary to take up, remove or change the location of any part of the gas system, the Gas Company shall, upon notice to do so, remove and/or relocate within a reasonable period of time such part of the gas system to a location approved by the Engineer/Road Superintendent.

Where any part of the gas system relocated in accordance with this section is located on a bridge, viaduct or structure, the Gas Company shall alter or relocate, at its sole expense, such part of the gas system.

Where any part of the gas system relocated in accordance with this section is located other than on a bridge, viaduct or structure, the costs of relocation shall be shared between the Corporation and the Gas Company on the basis of the total relocation costs, excluding the value of any upgrading of the gas system, and deducting any contribution paid to the Gas Company by others in respect to such relocation; and for these purposes, the total relocation costs shall be the aggregate of the following:

- (a) the amount paid to Gas Company employees up to and including field supervisors for the hours worked on the project plus the current cost of fringe benefits for these employees,
- (b) the amount paid for rental equipment while in use on the project and an amount, charged at the unit rate, for Gas Company equipment while in use on the project,
- (c) the amount paid by the Gas Company to contractors for work related to the project,
- (d) the cost to the Gas Company for materials used in connection with the project, and
- (e) a reasonable amount for project engineering and project administrative costs which shall be 22.5% of the aggregate of the amounts determined in items (a), (b), (c) and (d) above.

The total relocation costs as calculated above shall be paid 35% by the Corporation and 65% by the Gas Company.

8. Notice to Drainage Superintendent

In a case where the gas system may affect a municipal drain, the Gas Company shall file with the Drainage Superintendent, for purposes of the Drainage Act, or other person responsible for the drain, a copy of the plan required to be filed with the Engineer/Road Superintendent.

9. Other Conditions

Notwithstanding the cost sharing arrangements described in Paragraph III-7, if any part of the gas system altered or relocated in accordance with Paragraph III-7 was constructed or installed prior to January 1st, 1981, the Gas Company shall alter or relocate, at its sole expense, such part of the gas system at the point specified, to a location satisfactory to the Engineer/Road Superintendent.

IV. PROCEDURAL AND OTHER MATTERS

1. Municipal By-laws of General Application

This Agreement and the respective rights and obligations hereunto of the parties hereto are hereby declared to be subject to the provisions of all regulating statutes and all municipal by-laws of general application and to all orders and regulations made thereunder from time to time remaining in effect save and except by-laws which impose permit fees and by-laws which have the effect of amending this Agreement.

2. Giving Notice

Notices may be given by delivery or by mail, and if mailed, by prepaid registered post, to the Gas Company at its head office or to the Clerk of the Corporation at its municipal offices, as the case may be.

3. Disposition of Gas System

During the term of this Agreement, if the Gas Company abandons a part of its gas system affixed to a bridge, viaduct or structure, the Gas Company shall, at its sole expense, remove that part of its gas system affixed to the bridge, viaduct or structure.

If at any time the Gas Company abandons any other part of its gas system, it shall deactivate that part of its gas system in the Municipality. Thereafter, the Gas Company shall have the right, but nothing herein contained shall require it, to remove its gas system. If the Gas Company fails to remove its gas system and the Corporation requires the removal of all or any of the gas system for the purpose of altering or improving a highway or in order to facilitate the construction of utility or other works in any highway, the Corporation may remove and dispose of so much of the deactivated gas system as the Corporation may require for such purposes and neither party shall have recourse against the other for any loss, cost, expense or damage occasioned thereby.

4. Agreement Binding Parties

This Agreement shall extend to, benefit and bind the parties thereto, their successors and assigns, respectively.

IN WITNESS WHEREOF the parties hereto have duly executed these presents with effect from the date first above written.

THE CORPORATION OF THE
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Approved
as to form

Legal
Services

Terry Cooke, Chairman

Robert C. Prowse, Clerk

 **Union Gas**
LIMITED

D. S. Heath, Vice-President

R. S. Valdis, Assistant Secretary

Authority: Items 9, 10, 11, 12 and 15, Transportation Services
Committee Report 5-97 (TSC 97-027/RDS 97-068;
TSC 97-030/RDS 97-090; TSC 97-031/RDS 97-091;
TSC 97-024/RDS 97-034; TSC 97-036/RDS 97-112)
CM: May 6, 1997

BILL NO. 2626

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-032

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Schedule 17 (Parking Meter Locations) of By-law R89-038, as amended, is hereby further amended by adding to Part 3 thereof the following item, namely:-
"Concession North East 16th to East 19th."
and by deleting therefrom the following item, namely:-
"Concession North Bellwood to East 16th."
2. Schedule 20A (No Parking Anytime) of said By-law is hereby amended by adding thereto the following item, namely:-
"Concession North commencing 72 feet east of the east curb line of East 18th and extending 62 feet easterly therefrom."
3. Schedule 33 (No Stopping Areas Monday - Friday) of said By-law is hereby amended by deleting therefrom the following item, namely:-
"King South Wellington to Mary."

4. Schedule 26 (Designated Traffic Lanes) of said By-law is hereby amended by adding thereto the following items, namely:-

"Neville	Golf Links and 100' northerly	2nd lane from west curb	Anytime Southerly to Easterly
Neville	Golf Links and 100' northerly	3rd lane from west curb	Anytime Southerly to Easterly."

and by deleting therefrom the following item, namely:-

"Reg. Rd. #207 (W-N/S ramp)	Reg. Rd. #215 (Mohawk Road) and 100' west of Reg. Rd. #215	2nd lane from north curb	Anytime Easterly to Northerly and Easterly to Southerly."
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5. Schedule 35 (No Parking Areas Monday - Friday) of said By-law is hereby amended by adding thereto the following item, namely:-

"Scenic	East	Angela to the south curb line of Scenic	8:00 a.m. to 5:00 p.m."
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6. Schedule 52 (H.S.R. Bus Stops) of said By-law is hereby amended by adding thereto the following items, namely:-

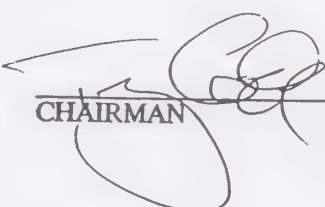
"Upper Wentworth Street	Balharbour Drive F/S	I	115."
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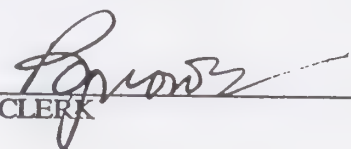
and by deleting therefrom the following items, namely:-

"Upper Wentworth Street	Hussar Avenue	NS	I	110."
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7. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.
8. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 6th day of May 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-033

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 2 (Maximum Speed Limits On Certain Regional Roads)** of By-law R89-038, as amended, is hereby further amended by adding to **Part B. (Ancaster)** thereof the following items, namely:-

"252	Hwy 52	Hwy 2	Governor's Road	80."
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and by adding to **Part D. (Flamborough)** thereof the following items, namely:-

"308	Hwy 8	554m north of Bond Street	12m west of Neff Road	60
308	Hwy 8	12m west of Neff Road	400m west of Middletown Road	70
308	Hwy 8	400m west of Middletown Road	Hwy 5	80
552	Hwy 52	Governors Road	Hwy 8 (Peters Corners)	80."

and by adding to **Part E. (Glanbrook)** thereof the following items, namely:-

"656	Hwy 56	Hwy 53/Hwy 20	55m north of Guyatt Road	80
656	Hwy 56	55m north of Guyatt Road	700m north of Binbrook Road	70
656	Hwy 56	700m north of Binbrook Road	475m south of Binbrook Road	60
656	Hwy 56	475m south of Binbrook Road	Glanbrook - Haldimand Townline Road	80."

and by adding to **Part F. (Stoney Creek)** thereof the following items, namely:-

"453	Hwy 53	East Limit of the City of Hamilton	Hwy 20	80
408	Hwy 8	East Region Limit	66m east of Lewis Road	60
408	Hwy 8	66m east of Lewis Road	Fruitland Road	70
408	Hwy 8	Donn Avenue	Fruitland Road	60."

2. **Schedule 6 (Through Highways)** of said By-law, is hereby amended by adding thereto the following item, namely:-

"408	Highway 8	East Limit of the City of Hamilton	East Regional Boundary
308	Highway 8	North Limit of the Town of Dundas	Highway 5
252	Highway 52	Hwy 2	Hwy 8
453	Highway 53	East Limit of the City of Hamilton	Hwy 20
656	Highway 56	Hwy 53/Hwy 20	Glanbrook - Haldimand Town Line."

3. **Schedule 20 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"408	Hwy 8	Both	from 100 ft east of Winona to Winona Rd	Anytime."
408	Hwy 8	North	from Winona Rd to 100 ft west of Winona Rd	Anytime

408	Hwy 8	Both	from Lewis Rd to McNeilly Rd	Anytime
408	Hwy 8	South	from 150 ft west of Gray Rd to Gray Rd	Anytime
408	Hwy 8	South	from Margaret Ave to Homeside Ave	Anytime
408	Hwy 8	North	from Margaret Ave to 100 ft east of Homeside Ave	Anytime
408	Hwy 8	Both	from Dewitt Rd to 200 ft east of Fruitland Road	Anytime
408	Hwy 8	South	Mountainview Rd to Brock Rd	Anytime
453	Hwy 53	Both	200 ft west of Swayze Rd to 300 ft east of Swayze Rd	Anytime
656	Hwy 56	East	Binbrook Rd to 271 ft southerly therefrom	Anytime
656	Hwy 56	West	Binbrook Rd to 374 ft southerly therefrom	Anytime
656	Hwy 56	East	Binbrook Rd to 355 ft northerly therefrom	Anytime
656	Hwy 56	West	Binbrook Rd to 340 ft northerly therefrom	Anytime."

4. **Schedule 25 (Stop Signs)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Hwy 52 Northbound and Southbound Governors Road."

5. **Schedule 26 (Designated Traffic Lanes)** is hereby amended by adding thereto the following items, namely:-

"Highway 8	60m west of Envoy Blvd /Royalwood Ct to 70m east of Dewitt Road	center lane	Anytime	westerly to southerly and easterly to northerly
Highway 8	70m west of Dewitt Road to 100m east of Millen Road	center lane	Anytime	westerly to southerly and easterly to northerly
Highway 8	125m west of Millen Road to 150m east of Ellington Ave /King Street	center lane	Anytime	westerly to southerly and easterly to northerly

Highway 8	125m west of Ellington Ave /King Street to 70m east of Green Road	center lane	Anytime	westerly to southerly and easterly to northerly
Highway 8	70m west of Green Road to 70m east of Durham Road /Gateshead Cres.	center lane	Anytime	westerly to southerly and easterly to northerly
Highway 8	70m west of Durham Road /Gateshead Crescent to 70m east of Gray Road	center lane	Anytime	westerly to southerly and easterly to northerly
Highway 8	70m west of Gray Road to 80m east of the Fiesta Mall entrance	center lane	Anytime	westerly to southerly and easterly to northerly
Highway 8	110m west of the Fiesta Mall entrance to 60m east of Donn Avenue	center lane	Anytime	westerly to southerly and easterly to northerly."

6. **Schedule 31 (Prohibited Pedestrian Crossing)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Highway 8 North & South Signalized entrance to Fiesta Mall West."

7. **Schedule 32 (No Stopping Areas, Monday - Friday)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Highway 8 Both from Green Road to 715 ft easterly thereof 8:00 a.m. - 4:00 p.m."

8. **Schedule 39 (Snow Routes)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Highway 8 East limit of the City of Hamilton East Regional Boundary

Highway 8 North limit of the Town of Dundas Highway 5."

9. **Schedule 49 (Bike Paths)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Highway 8 From Millen Road to King Street."

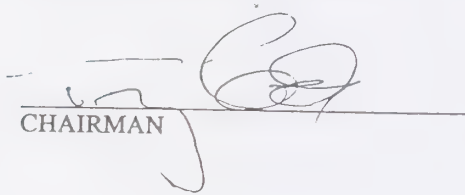
10. **Schedule 52 (H.S.R. Bus Stops)** of said By-law is hereby amended by adding thereto the following items, namely:-

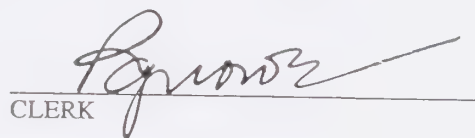
"Highway 8	150 feet west of Jones Road	M/B	I	115
Highway 8	100 feet west of Jones Road	M/B	O	115
Highway 8	100 feet east of Fiesta Mall Entrance	M/B	O	115
Highway 8	Gray Road	N/S	O	115
Highway 8	100 feet east of Gray Road	M/B	I	115
Highway 8	Gateshead Crescent	N/S	O	115
Highway 8	Durham Road	N/S	I	115
Highway 8	Corman Ave	F/S	O	115
Highway 8	Corman Ave	M/B	I	115
Highway 8	Green Road	N/S	O	115
Highway 8	Green Road	N/S	I	115
Highway 8	King Street	F/S	O	115
Highway 8	Ellington Avenue	F/S	O	115
Highway 8	Kilbourn Avenue	N/S	O	115
Highway 8	Worsley Road	N/S	I	115
Highway 8	Millen Road	N/S	O	115
Highway 8	Millen Road	N/S	I	115
Highway 8	Homeside Avenue	N/S	O	115
Highway 8	100 feet east of Homeside Avenue	M/B	I	115
Highway 8	at #490 Highway 8	M/B	I	115
Highway 8	Opposite #490 Highway 8	M/B	I	115
Highway 8	Dewitt Road	N/S	O	115
Highway 8	Dewitt Road	N/S	I	115
Highway 8	Envoy Boulevard	N/S	O	115

Highway 8	Royalwood Court	F/S	I	115
Highway 8	at #604 Highway 8	M/B	O	115
Highway 8	Regalview Drive	F/S	O	115
Highway 8	Fruitland Road	N/S	I	115
Highway 8	at #718 Highway 8	M/B	O	115
Highway 8	Opposite #718 Highway 8	M/B	O	115."

11. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.
12. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 6th day of May 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R⁹⁷⁻⁰³⁴

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 2 (Maximum Speed Limits On Certain Regional Roads)** of By-law R89-038, as amended, is hereby amended by adding to **Part D. (Flamborough)** thereof following item, namely:-

"520 Concession 5W 2715m west of Hwy 6 Westover Road 70."

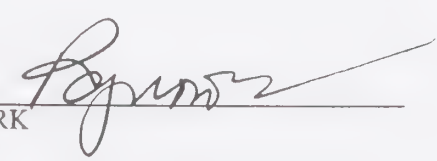
and by deleting therefrom the following item, namely:-

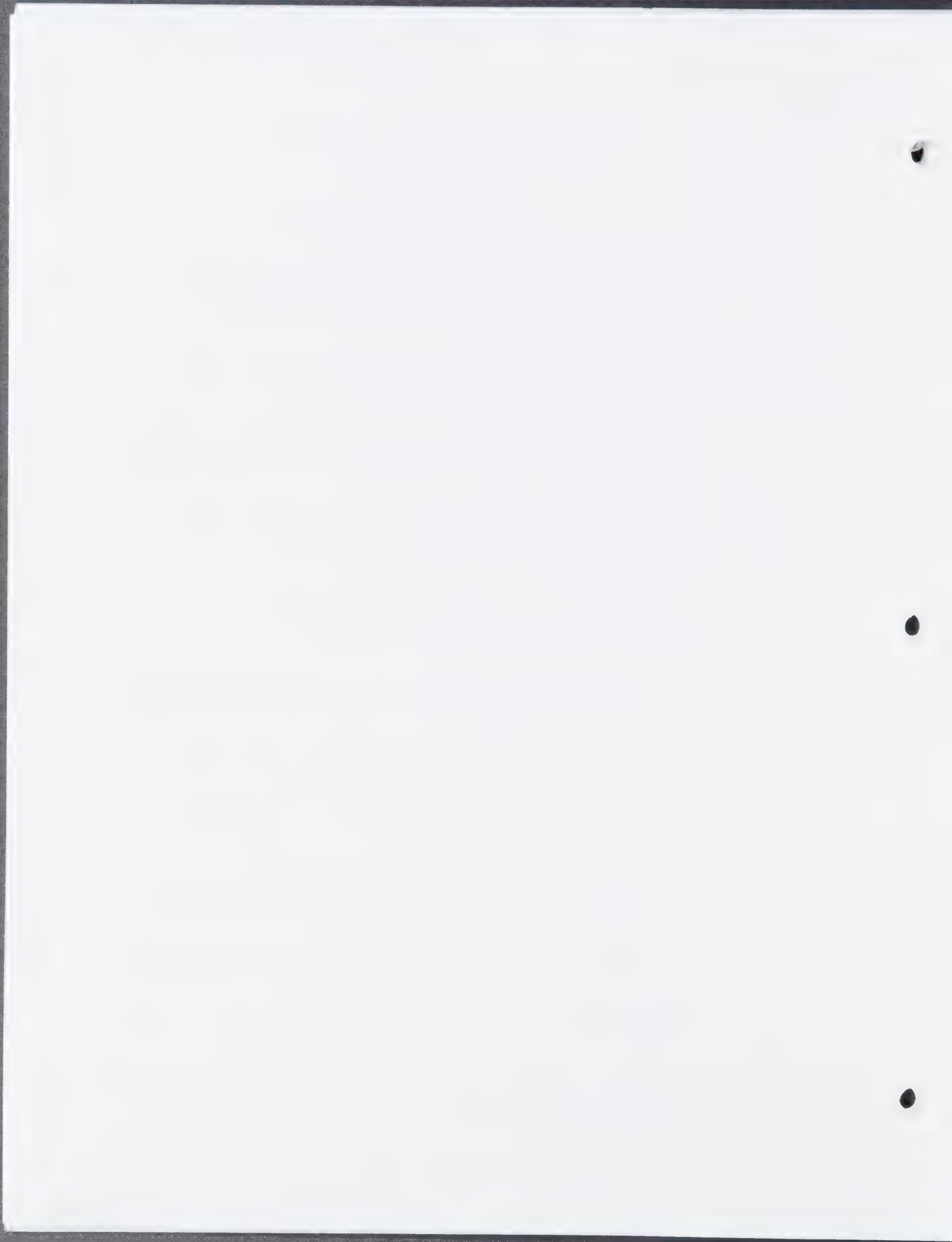
"520 Milgrove Road 2715 m. west of Westover Road 80."
Highway #6

2. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 6th day of May 1997.


CHAIRMAN


CLERK



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R⁹⁷⁻⁰³⁵

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 9 (No Left Turn)** of By-law R89-038, as amended, is hereby further amended by adding thereto the following item, namely:-

"James	Northerly	Markland	7:00 a.m. - 9:00 a.m. 4:00 p.m. - 6:00 p.m. Monday to Friday."
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and by deleting therefrom the following item, namely:-

"James	Northerly	Markland	7:00 a.m. - 9:00 a.m. Monday to Friday."
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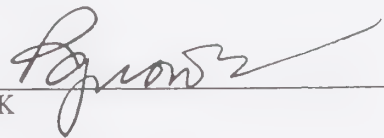
2. **Schedule 14 (Part Time One Way Streets)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

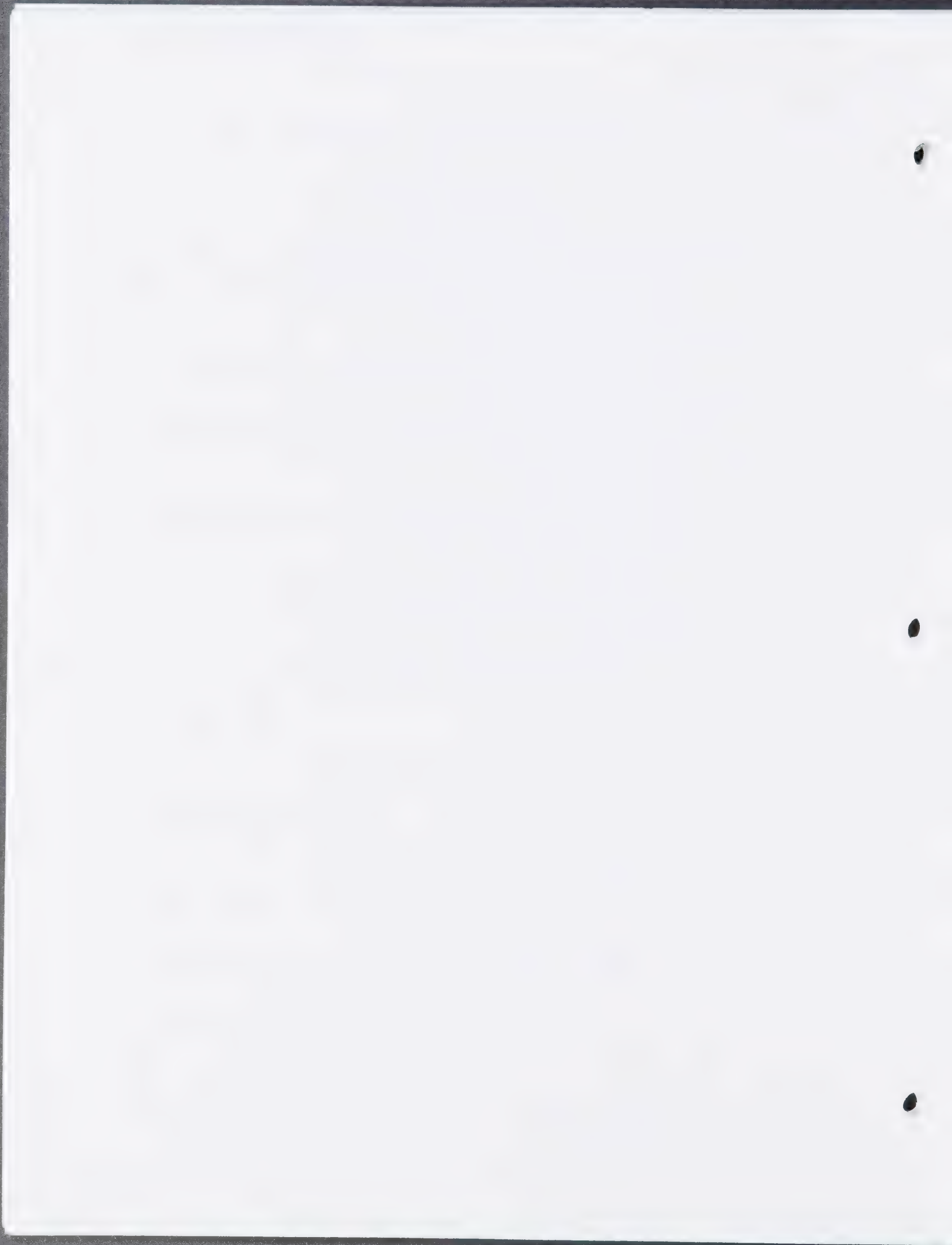
"James Mtn. Rd.	Southbound	James	Claremont	4:20 p.m. - 6:10 p.m."
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3. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.
4. This By-law shall come into force and take effect on the 22nd day of June, 1997.

PASSED AND ENACTED this 6th day of May 1997.


CHAIRMAN


CLERK



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-036

Being a by-law to amend Regional Sewer Use By-law R89-049, as amended, by implementing the 1997 User Fees.

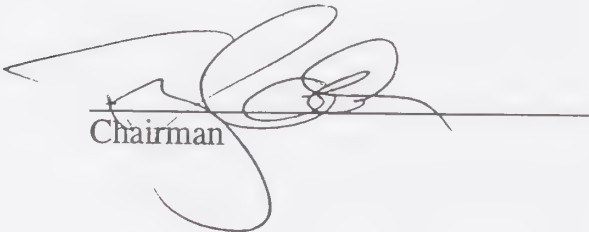
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth on the 19th day of November, 1996 did approve Item 8 of Report 11-96 of the Finance Committee which authorized the 1997 User Fees deemed to have come into force and take effect January 1, 1997.

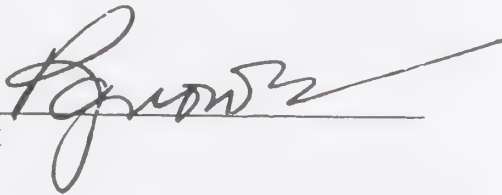
AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth on the 19th day of November, 1996, authorized that the appropriate Regional By-laws be changed to reflect the 1997 User Fees.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Schedule "D", Items 1 through 3 of Regional By-law R89-049, as amended, is hereby repealed, and the Schedule "D", Items 1 through 3 attached to this By-law be substituted therefor.
2. That this By-law shall be deemed to have come into force and take effect as of January 1st, 1997.

PASSED AND ENACTED this 6th day of May, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

SCHEDULE "D" TO BY-LAW R89-049

SCHEDULE OF FEES

EFFECTIVE JANUARY 1, 1997

(REFERRED TO IN SECTIONS 4, 7, AND 8)

1. For an annual fee permit to discharge hauled sewage \$41.00
2. Permit refund service charge - Sewers \$10.00
3. Discharge fees for hauled sewage
 - a) Waste Transportation Systems with contents to be discharged in compliance with Section 4(1):

Woodward Avenue W.W.T.P.	\$22.00 per load*
Dundas W.W.T.P.	\$22.00 per load*
Mountain Transfer Station	\$4.40*/1000kg. (with a minimum charge of \$22.00)
 - b) Waste Transportation Systems with contents to be discharged in compliance with Section 4(1), other than B.O.D. and Suspended Solids;
 - i) Woodward Avenue W.W.T.P.:
\$11.00*/2500 litres, or part thereof, of the net capacity of the vehicle making such discharge (with a minimum charge of \$22.00)
 - ii) Mountain Transfer Station:
\$4.40*/1000 kg. (with a minimum charge of \$22.00)
 - c) Holding Tanks of Recreational Vehicles \$5.00*

* includes G.S.T.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-037

To confirm the proceedings of the Council at its meeting held on May 6, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 6th day of May, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

NAME

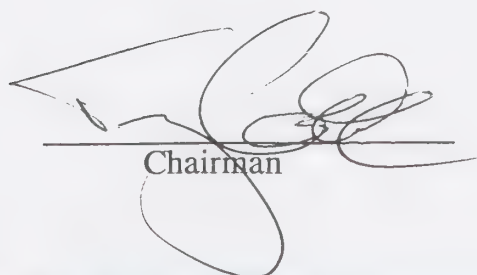
NO.

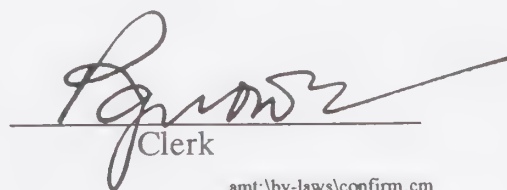
Chairman's Report	4-97 as amended
Administrative Services Committee Report	5-97 as amended
Economic Development and Planning Committee Report	5-97 as amended
Health and Social Services Committee Report	8-97 as amended
Transportation Services Committee Report	5-97

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 6th day of May, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-038

To confirm the proceedings of the Council at its meeting held on May 20, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 20th day of May, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

NAME

NO.

Environmental Services Committee Report

5-97 as amended

Health and Social Services Committee Report

9-97

Independent Community Grants Committee Report

5-97

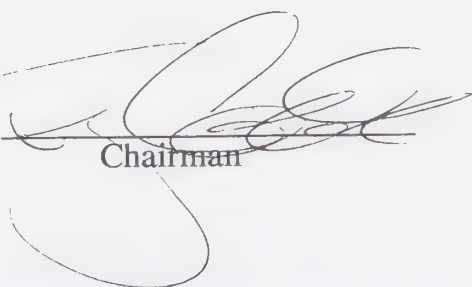
Finance Committee Report

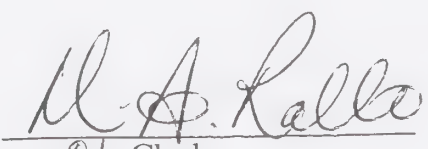
6-97 as amended

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 20th day of May, 1997.


Chairman


Clerk

CAB ON HW A03
B96

Authority: Item 17, Transportation Services Committee
Report 6-97 (RDS 97-126)
CM: June 3, 1997

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BILL NO. 2633

BY-LAW NO. R97-039

BEING A BY-LAW TO EXPROPRIATE THE FOLLOWING LANDS:

ALL OF LOTS 6, 7 AND 8 AND PART OF LOT 5, REGISTERED PLAN 566, DESIGNATED AS PART 4 ON PLAN 62R-13873, KNOWN MUNICIPALLY AS PART OF 17 INGLEWOOD DRIVE, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF RECONSTRUCTION AND WIDENING OF JAMES MOUNTAIN ROAD, FROM GATEVIEW DRIVE TO INGLEWOOD DRIVE.

WHEREAS Section 136(2) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, incorporates by reference Part XIII of the Municipal Act, R.S.O. 1990, Chapter M.45, which includes Section 191 which empowers the Council of a municipal corporation to pass by-laws for expropriating land required for the purposes of the corporation;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, made application to the Council of The Regional Municipality of Hamilton-Wentworth on the 6th day of February, 1996 for approval to expropriate the following lands:

- ALL OF LOTS 6, 7 AND 8 AND PART OF LOT 5, REGISTERED PLAN 566, DESIGNATED AS PART 4, ON PLAN 62R-13873, KNOWN MUNICIPALLY AS PART OF 17 INGLEWOOD DRIVE, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF RECONSTRUCTION AND WIDENING OF JAMES MOUNTAIN ROAD, FROM GATEVIEW DRIVE TO INGLEWOOD DRIVE

being the lands described in Schedule "A" attached hereto (and forming part of this by-law) in accordance with the Expropriations Act, R.S.O. 1990, Chapter E.26;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, did serve a Notice of the said Application for Approval to Expropriate upon each registered owner of the said lands and did publish a Notice of the Application for Approval to Expropriate in the Hamilton Spectator, a newspaper having general circulation in the Regional Municipality of Hamilton-Wentworth, in accordance with the Expropriations Act;

AND WHEREAS no request for an Inquiry Hearing was made by any of the owners of the lands described in Schedule "A" attached hereto, and accordingly no Inquiry Hearing has been held;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, as approving authority, deems it expedient to grant the Application to Expropriate the said lands.

**NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH ENACTS AS FOLLOWS:**

1. That, as approving authority under the Expropriations Act, the said Application for Approval to Expropriate the lands more particularly described in Schedule "A" attached hereto (and forming part of this by-law), made by The Regional Municipality of Hamilton-Wentworth as expropriating authority, be and the same is hereby granted and the said lands being:

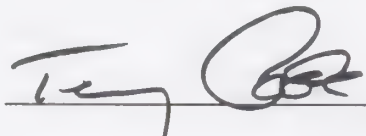
- All of Lots 6, 7 and 8 and Part of Lot 5, Registered Plan 566, designated as Part 4, on Plan 62R-13873, deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62), and known municipally as Part of 17 Inglewood Drive; CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

are hereby expropriated for the purposes of Road Widening and Reconstruction.

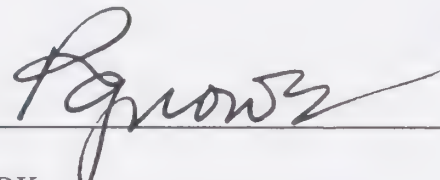
2. That the Regional Chairman, Regional Clerk and the proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this By-Law and this authority shall include the taking of all necessary proceedings to enter and to take possession of the lands hereby expropriated.

Approved
as to form
PR
Legal
Services

PASSED and ENACTED this 3rd day of June, 1997.



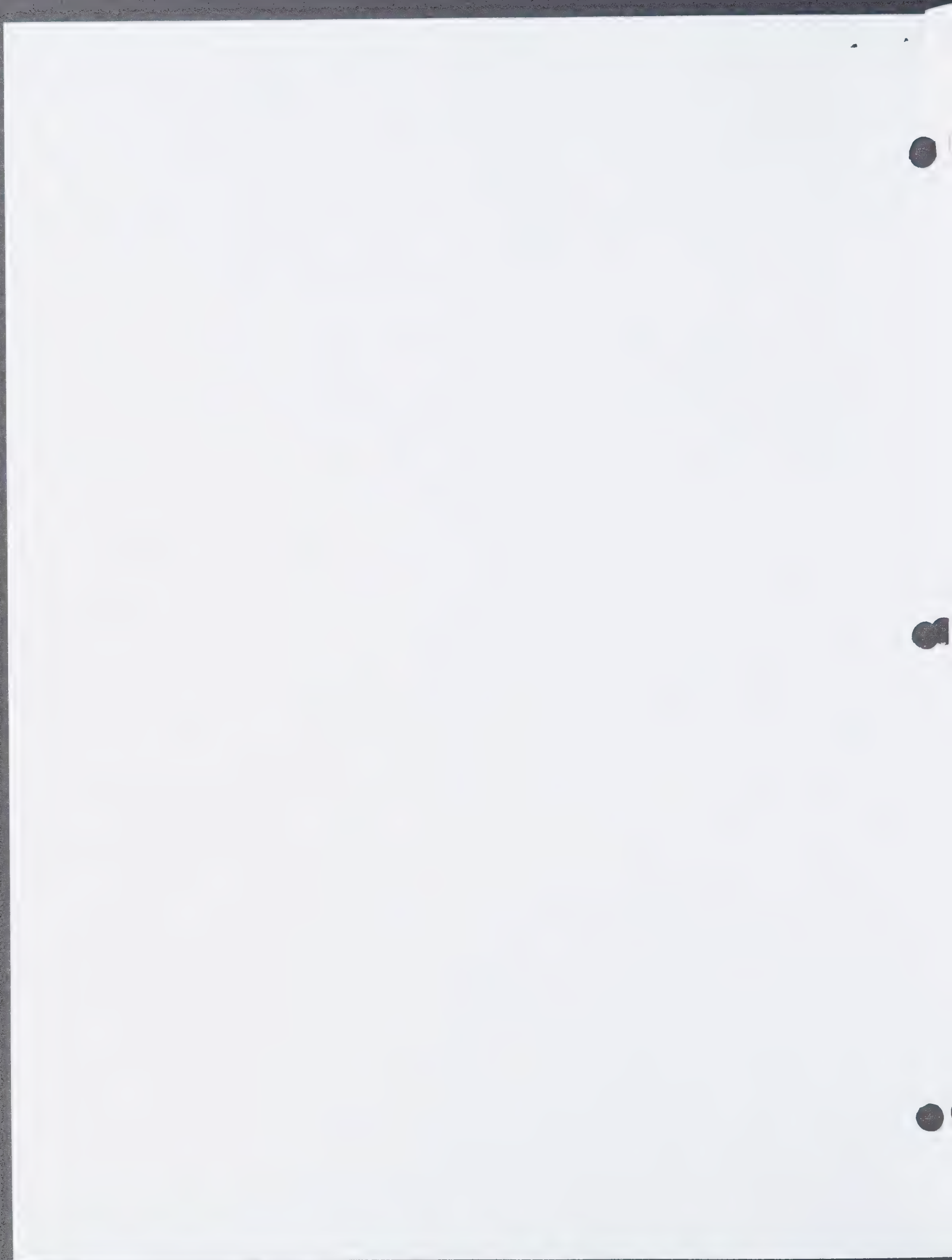
CHAIRMAN



CLERK

SCHEDULE A TO BY-LAW NO. R97-039

ALL AND SINGULAR those lands and premises located in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and the Province of Ontario being composed of All of Lots 7, 8 and 9 and Part of Lot 5, Registered Plan 566, designated as Part 4 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62) as Plan 62R-13873.



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BILL NO. 2634

BY-LAW NO. R97-040

BEING A BY-LAW TO EXPROPRIATE THE FOLLOWING LANDS:

- PART OF LOTS 2 AND 3, REGISTERED PLAN 566, DESIGNATED AS PART 2, ON PLAN 62R-13873, KNOWN MUNICIPALLY AS PART OF 39 INGLEWOOD DRIVE, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF RECONSTRUCTION AND WIDENING OF JAMES MOUNTAIN ROAD, FROM GATEVIEW DRIVE TO INGLEWOOD DRIVE

WHEREAS Section 136(1) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, incorporates by reference Part XIII of the Municipal Act, R.S.O. 1990, Chapter M.45, which includes Section 191 which empowers the Council of a municipal corporation to pass by-laws for expropriating land required for the purposes of the corporation;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, made application to the Council of The Regional Municipality of Hamilton-Wentworth on the 6th day of February, 1996 for approval to expropriate the following lands:

- PART OF LOTS 2 AND 3, REGISTERED PLAN 566, DESIGNATED AS PART 2, ON PLAN 62R-13873, KNOWN MUNICIPALLY AS PART OF 39 INGLEWOOD DRIVE, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF RECONSTRUCTION AND WIDENING OF JAMES MOUNTAIN ROAD, FROM GATEVIEW DRIVE TO INGLEWOOD DRIVE

being the lands described in Schedule "A" attached hereto (and forming part of this by-law) in accordance with the Expropriations Act, R.S.O. 1990, Chapter E.26;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, did serve a Notice of the said Application for Approval to Expropriate upon each registered owner of the said lands and did publish a Notice of the Application for Approval to Expropriate in the Hamilton Spectator, a newspaper having general circulation in the Regional Municipality of Hamilton-Wentworth, in accordance with the Expropriations Act;

AND WHEREAS no request for an Inquiry Hearing was made by any of the owners of the lands described in Schedule "A" attached hereto, and accordingly no Inquiry Hearing has been held;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, as approving authority, deems it expedient to grant the Application to Expropriate the said lands.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That, as approving authority under the Expropriations Act, the said Application for Approval to Expropriate the lands more particularly described in Schedule "A" attached hereto (and forming part of this by-law), made by The Regional Municipality of Hamilton-Wentworth as expropriating authority, be and the same is hereby granted and the said lands being:

- Part of Lots 2 and 3, Registered Plan 566, designated as Part 2, on Plan 62R-13873, deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62), and known municipally as Part of 39 Inglewood Drive; CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH are hereby expropriated for the purposes of Road Widening and Reconstruction.

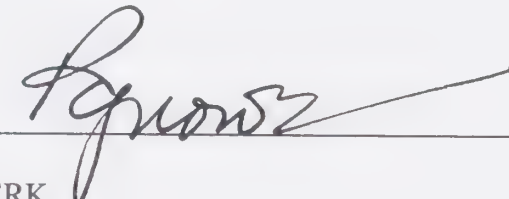
2. That the Regional Chairman, Regional Clerk and the proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this By-Law and this authority shall include the taking of all necessary proceedings to enter and to take possession of the lands hereby expropriated.

Approved
as to form
PRR
Legal
Services

PASSED and ENACTED this 3rd day of June, 1997.



CHAIRMAN



CLERK

SCHEDULE A TO BY-LAW NO. R97-040

ALL AND SINGULAR those lands and premises located in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and the Province of Ontario being composed of Part of Lots 1 and 2, Registered Plan 566, designated as Part 2 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62) as Plan 62R-13873.



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BILL NO. 2635

BY-LAW NO. R97-041

BEING A BY-LAW TO EXPROPRIATE THE FOLLOWING LANDS:

- PART OF LOT 15, CONCESSION 4, IN THE GEOGRAPHIC TOWNSHIP OF BARTON AND PART OF LOT 1, REGISTERED PLAN 566, DESIGNATED AS PART 1, ON PLAN 62R-13873, KNOWN MUNICIPALLY AS PART OF 41 INGLEWOOD DRIVE, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF RECONSTRUCTION AND WIDENING OF JAMES MOUNTAIN ROAD, FROM GATEVIEW DRIVE TO INGLEWOOD DRIVE

WHEREAS Section 136(1) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, incorporates by reference Part XIII of the Municipal Act, R.S.O. 1990, Chapter M.45, which includes Section 191 which empowers the Council of a municipal corporation to pass by-laws for expropriating land required for the purposes of the corporation;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, made application to the Council of The Regional Municipality of Hamilton-Wentworth on the 6th day of February, 1996 for approval to expropriate the following lands:

- PART OF LOT 15, CONCESSION 4, IN THE GEOGRAPHIC TOWNSHIP OF BARTON AND PART OF LOT 1, REGISTERED PLAN 566, DESIGNATED AS PART 1, ON PLAN 62R-13873, KNOWN MUNICIPALLY AS PART OF 41 INGLEWOOD DRIVE, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF RECONSTRUCTION AND WIDENING OF JAMES MOUNTAIN ROAD, FROM GATEVIEW DRIVE TO INGLEWOOD DRIVE

being the lands described in Schedule "A" attached hereto (and forming part of this by-law) in accordance with the Expropriations Act, R.S.O. 1990, Chapter E.26;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, did serve a Notice of the said Application for Approval to Expropriate upon each registered owner of the said lands and did publish a Notice of the Application for Approval to Expropriate in the Hamilton Spectator, a newspaper having general circulation in the Regional Municipality of Hamilton-Wentworth, in accordance with the Expropriations Act;

AND WHEREAS no request for an Inquiry Hearing was made by any of the owners of the lands described in Schedule "A" attached hereto, and accordingly no Inquiry Hearing has been held;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, as approving authority, deems it expedient to grant the Application to Expropriate the said lands.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That, as approving authority under the Expropriations Act, the said Application for Approval to Expropriate the lands more particularly described in Schedule "A" attached hereto (and forming part of this by-law), made by The Regional Municipality of Hamilton-Wentworth as expropriating authority, be and the same is hereby granted and the said lands being:

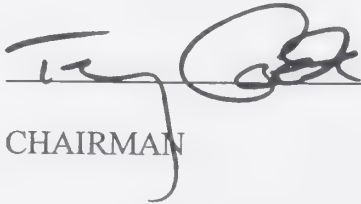
- Part of Lot 15, Concession 4, in the geographic township of Barton and Part of Lot 1, Registered Plan 566, designated as Part 1, on Plan 62R-13873, deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62), and known municipally as Part of 41 Inglewood Drive; CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH are hereby expropriated for the purposes of Road Widening and Reconstruction.

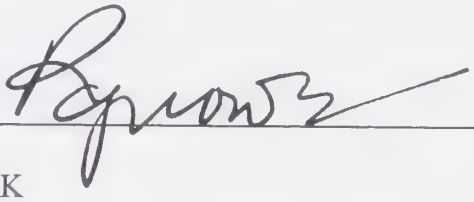
2. That the Regional Chairman, Regional Clerk and the proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this By-Law and this authority shall include the taking of all necessary proceedings to enter and to take possession of the lands hereby expropriated.

Approved
as to form

PFR
Legal
Services

PASSED and ENACTED this 3rd day of June, 1997.


CHAIRMAN


CLERK

SCHEDULE A TO BY-LAW NO. R97-041

ALL AND SINGULAR those lands and premises located in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and the Province of Ontario being composed of Part of Lot 15, Concession 4, in the geographic township of Barton and Part of Lot 1, Registered Plan 566, designated as Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62) as Plan 62R-13873.



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
BY-LAW R97-042

BILL NO. 2636

TO ALTER NASH ROAD NORTH AND NASH ROAD SOUTH
AT THE INTERSECTION OF NASH ROAD NORTH, NASH ROAD SOUTH
AND QUEENSTON ROAD

CITY OF HAMILTON

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, as amended, to exercise any of the powers formerly conferred under the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commission or the Corporation of an Area Municipality in respect of the roads now included in the Regional road system;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 297 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, to alter, establish and layout any highway or part of a highway under its jurisdiction;

AND WHEREAS pursuant to Section 29(2) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, as amended, the Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation, entering or touching upon or giving access to a road in the Regional road system;

AND WHEREAS it is necessary to alter portions of Nash Road North and Nash Road South as described herein;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth at its meeting of June 3, 1997, authorized the alteration of Nash Road North and Nash Road South as described in Schedule "A" attached hereto;

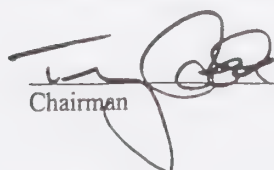
AND WHEREAS Notice of this By-law has been published as required by Section 300 of the said Municipal Act;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Transportation Services Committee, has heard all persons who applied to be heard, whether in objection to or in support of this By-law.

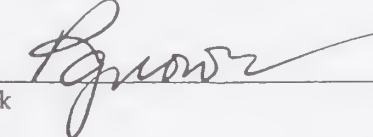
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the alteration of Nash Road North and Nash Road South as described in Schedule "A" attached hereto be proceeded with.
2. That the Regional Chairman and Regional Clerk of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement the alteration of Nash Road North and Nash Road South as described in Schedule "A" attached hereto.
3. That Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. That this By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 3rd day of June, 1997.


Chairman

Approved
as to form
Legal
Services


Clerk

SCHEDULE "A"

TO BY-LAW R 97-042

DESCRIPTION OF WORKS TO BE UNDERTAKEN ON NASH ROAD NORTH
AND NASH ROAD SOUTH

CITY OF HAMILTON

Installation of an exclusive left turn lane and intersection improvements on Nash Road North
and Nash Road South, immediately north and south of Queenston Road.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-043

TO ALTER UPPER GAGE AVENUE (REGIONAL ROAD 163)

AT THE INTERSECTION WITH QUEENSDALE AVENUE
CITY OF HAMILTON

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, as amended, to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commission or the Corporation of an Area Municipality in respect of the roads now included in the Regional road system;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 297 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, to alter, establish and layout any highway or part of a highway under its jurisdiction;

AND WHEREAS pursuant to Section 29(2) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, as amended, The Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation, entering or touching upon or giving access to a road in the Regional road system;

AND WHEREAS it is necessary to alter portions of Upper Gage Avenue as described herein;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth at its meeting of June 3, 1997, authorized the alteration of Upper Gage Avenue as described in Schedule "A" attached hereto;

AND WHEREAS Notice of this By-law has been published as required by Section 300 of the said Municipal Act;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Transportation Services Committee, has heard all persons who applied to be heard, whether in objection to or in support of this By-law.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the alteration of Upper Gage Avenue as described in Schedule "A" attached hereto be proceeded with.
2. That the Chairman and Clerk of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement the alteration of Upper Gage Avenue as described in Schedule "A" attached hereto.
3. That Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. That this By-law shall come into force and take effect on the date of its passing and enactment.

PASSED and ENACTED this 3rd day of June, 1997.


Chairman


Clerk

Approved
to form
Legal
Services

SCHEDULE "A"

TO

BY-LAW R97-043

DESCRIPTION OF WORKS TO BE UNDERTAKEN ON
UPPER GAGE AVENUE (REGIONAL ROAD NO. 163) CITY OF HAMILTON

1. The construction of 3.0 metre wide left turn lanes on the north and south legs of Upper Gage Avenue at Queensdale Avenue;
2. Minor intersection radius alterations on all four corners of the intersection of Upper Gage Avenue at Queensdale Avenue.



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-044

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Schedule 20 (No Parking Areas) of said By-law is hereby amended by adding to part A thereof the following item, namely:-

"Barton	South	commencing 133 feet east of Stirton and extending 61 feet easterly therefrom
Barton	South	commencing at East Avenue and extending 82 feet westerly therefrom."

and by deleting from Part A thereof the following items, namely:-

"Barton	North	Emerald to 39 ft. west
Barton	North	Cheever to 48 ft. west
Barton	North	commencing at a point 104 feet west of Emerald to a point 22 feet westerly therefrom
Barton	South	58 ft. west of East to a point 25 ft. westerly
Barton	South	Smith 387 ft. west of Sanford Anytime."

2. Schedule 52 (H.S.R. Bus Stops) of said By-law is hereby amended by adding thereto the following items, namely:-

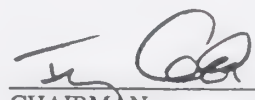
"Barton	57 feet east of Smith	FS	O	115
West 5th	240 feet north of Fennell	MB	O	115
Fennell	80 feet east of Upper Ottawa	FS	O	115
Mohawk	170 feet east of Upper Ottawa	MB	I	115
Mohawk	92 feet west of Upper Kenilworth	MB	O	115
Fennell	77 feet east of Upper Ottawa	NS	I	115
Upper James	137 feet north of Mohawk	FS	I	115
West 5th	121 feet south of Mohawk	FS	O	115
Mohawk	181 feet west of Upper Ottawa	MB	O	115."

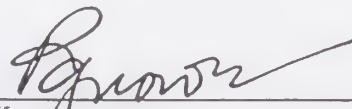
and by deleting therefrom the following items, namely:-

"Barton	Smith Avenue	NS	O	110
Fennell	West 5th Street	NS	EN	110
Upper Ottawa	Fennell Avenue	MB	I,EN	110
Mohawk	Upper Ottawa Street	NS	I	110
Mohawk	Upper Ottawa Street	NS	O	110
Upper James	Mohawk Road	NS	I	110."

3. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED AND ENACTED this 3rd day of June 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-045

BEING A BY-LAW TO AMEND BY-LAW R95-007, AS AMENDED,
BEING A BY-LAW TO CONSTITUTE AND APPOINT MEMBERS OF THE
LAND DIVISION COMMITTEE

WHEREAS at its meeting of February 7, 1995, the Council of The Regional Municipality of Hamilton-Wentworth did pass and enact By-law R95-007, being a by-law to constitute and appoint members of the Land Division Committee ("Committee") for the term of December 1, 1994 to November 30, 1997 and to give the Committee the authority to give consents for lands situate in the geographical area of the Regional Municipality of Hamilton-Wentworth;

AND WHEREAS at its meeting of June 4, 1996, the Council of The Regional Municipality of Hamilton-Wentworth, pursuant to subsection 54(1) of the Planning Act, R.S.O. 1990, c.P.13, as amended ("Planning Act"), deemed it desirable to delegate its authority to give consents under section 50 and 53 of the Planning Act to the Council of the Corporation of the City of Hamilton effective July 1, 1996 and to the Council of the Corporation of the Town of Dundas effective August 1, 1996 for lands situate in each respective area municipality;

AND WHEREAS By-law R95-007, as amended, was further amended by By-law R96-045 to provide that as of the effective dates of the aforementioned delegations to the City of Hamilton and the Town of Dundas, the Committee would only decide whether to give a consent on those applications which were received by the Committee prior to the effective dates of the aforementioned delegations for lands situate in either of said area municipalities and which are not deferred by the Committee;

AND WHEREAS the Committee no longer has any consent applications for lands situate in either the City of Hamilton or the Town of Dundas, it is necessary to further amend By-law R95-007 to revoke the appointments of the members of the Committee representing the City of Hamilton and the Town of Dundas as of August 1, 1996;

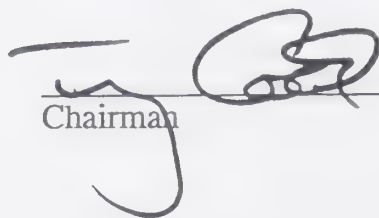
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

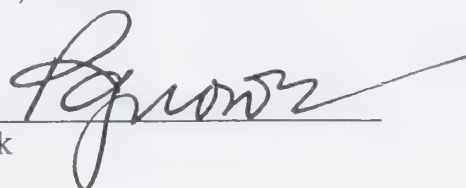
1. That Schedule "A" to By-law R95-007, as amended, be further amended by deleting therefrom the following persons as members of the Committee:

Mr. Lou Lanza	-	Hamilton
Ms. Donna Madden	-	Hamilton
Mr. Carlo Silvestri	-	Hamilton
Mr. Jim Mills	-	Dundas.

2. That this By-law shall be deemed to have come into force and effect on August 1, 1996.

PASSED AND ENACTED THIS 3rd DAY OF JUNE, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-046

To confirm the proceedings of the Council at its meeting held on June 3, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

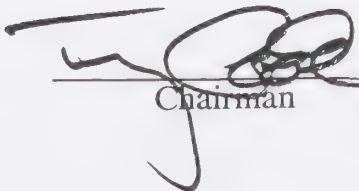
1. The Action of the Council at its meeting held on the 3rd day of June, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

<u>NAME</u>	<u>NO.</u>
Chairman's Report	5-97
Chairman's Budget Steering Committee Report	2-97
Administrative Services Committee Report	6-97 as amended
Economic Development and Planning Committee Report	6-97 as amended
Economic Development and Planning Committee Report	7-97
Health and Social Services Committee Report	10-97 as amended
Transportation Services Committee Report	6-97

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 3rd day of June, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R 97-047

**TO ALTER ROUSSEAU STREET AND MOHAWK ROAD
(TOGETHER KNOWN AS REGIONAL ROAD 215)**

**FROM McNIVEN ROAD TO WILSON STREET
TOWN OF ANCASTER**

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, as amended, to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commission or the Corporation of an Area Municipality in respect of the roads now included in the Regional road system;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 297 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, to alter, establish and layout any highway or part of a highway under its jurisdiction;

AND WHEREAS pursuant to Section 29(2) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, as amended, The Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation, entering or touching upon or giving access to a road in the Regional road system;

AND WHEREAS it is necessary to alter portions of Rousseaux Street and Mohawk Road as described herein;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth at its meeting of June 17, 1997, authorized the alteration of Rousseaux Street and Mohawk Road as described in Schedule "A" attached hereto;

AND WHEREAS Notice of this By-law has been published as required by Section 300 of the said Municipal Act;

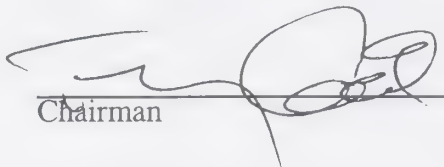
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Transportation Services Committee, has heard all persons who applied to be heard, whether in objection to or in support of this By-law.

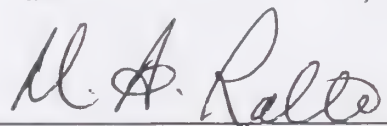
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the alteration of Rousseaux Street and Mohawk Road as described in Schedule "A" attached hereto be proceeded with.

2. That the Chairman and Clerk of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement the alteration of Rousseaux Street and Mohawk Road as described in Schedule "A" attached hereto.
3. That Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. That this By-law shall come into force and take effect on the date of its passing and enactment.

PASSED and ENACTED this 17th day of June, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

SCHEDULE "A"

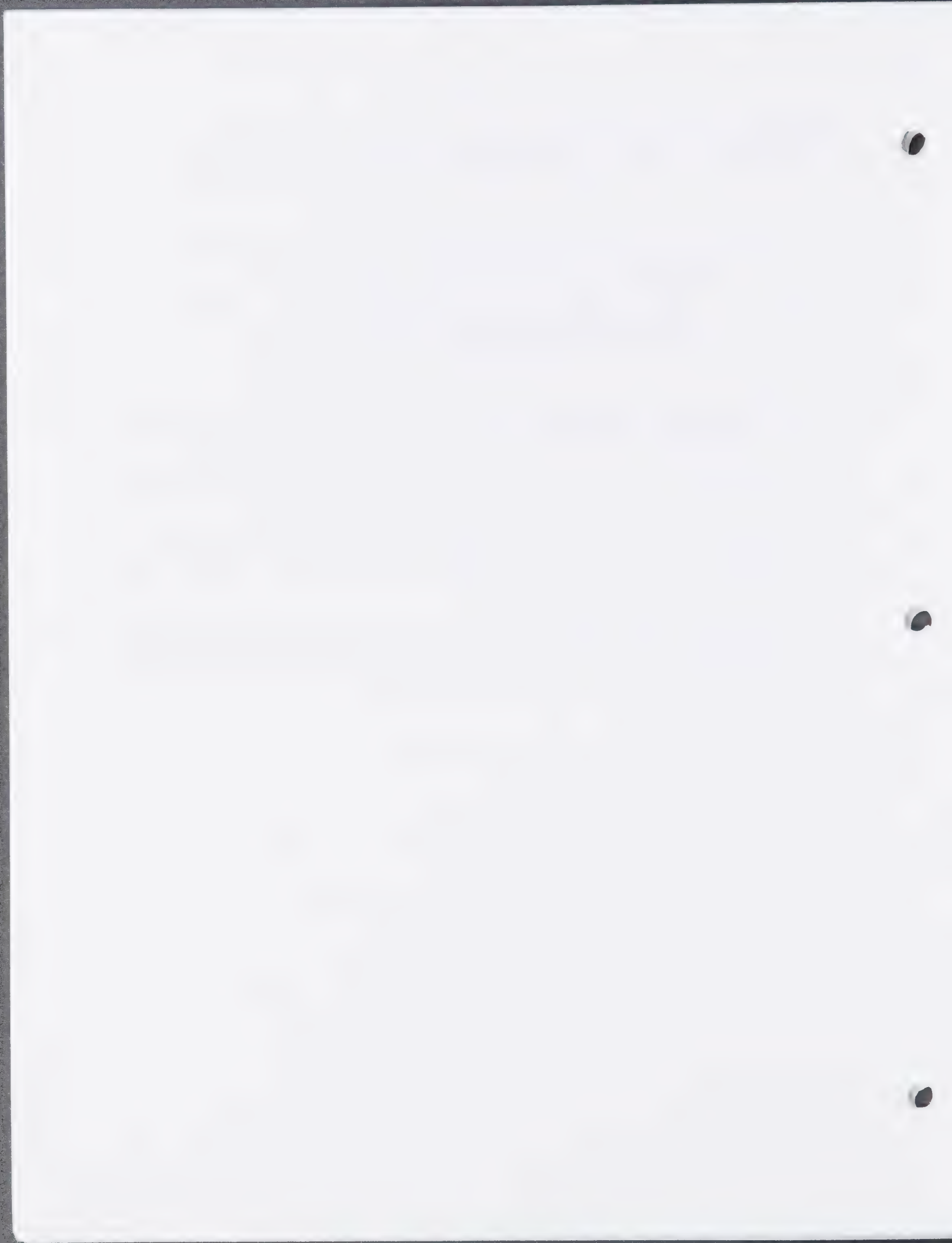
TO

BY-LAW R97-047

DESCRIPTION OF WORKS TO BE UNDERTAKEN ON

ROUSSEAUX STREET AND MOHAWK ROAD
(TOGETHER KNOWN AS REGIONAL ROAD NO. 215)
TOWN OF ANCASTER

1. Reconstruction of Rousseaux Street and Mohawk Road from McNiven Road to Wilson Street as a two lane road with 3.3 metre wide lanes and 1.0 metre wide paved shoulders.
2. Modifications to the intersection of Rousseaux Street and Academy Street including the construction of a left turn lane on the east approach, and minor intersection radius alterations.
3. Modifications to the intersection of Mohawk Road and McNiven Road including the construction of a right turn lane on the west approach and minor intersection radius alterations.
4. The construction of four curbed/raised median islands, 3.0 to 4.0 metres wide and 14 metres long located approximately 50 metres east of the centreline of Lodor Street, 90 metres east of the centreline of Academy Street, 100 metres east of the centreline of Lowden Street and 140 metres west of the centreline of McNiven Road.



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-048

To confirm the proceedings of the Council at its meeting held on June 17, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 17th day of June, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

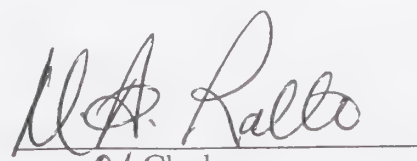
<u>NAME</u>	<u>NO.</u>
Administrative Services Committee Report	7-97
Environmental Services Committee Report	6-97 as amended
Health and Social Services Committee Report	11-97
Health and Social Services Committee Report	12-97
Transportation Services Committee Report	7-97
Finance Committee Report	7-97

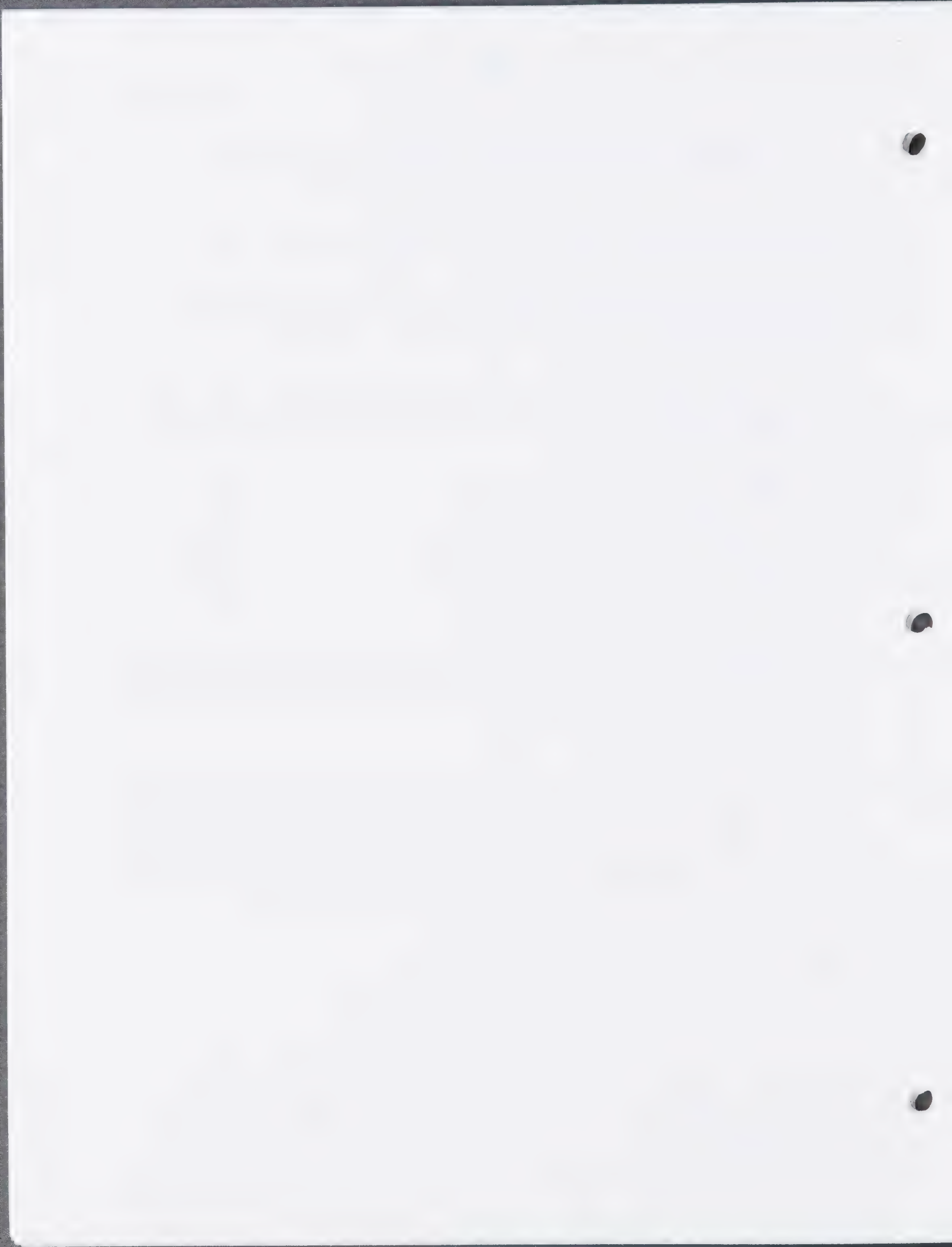
considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 17th day of June, 1997.


Chairman


Clerk



C93 ON HW 103
B 96

Authority: Item 7.4, Special Council
(Administrative Services Committee)
CM: July 15, 1997

BILL NO.: 2643

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-049

To exempt the occupiers of certain shops from the provisions
of the Regional Store Closing By-law No. R79-202.

WHEREAS By-law R83-043 provides for the application and exemption of store hours from
Regional By-law R79-202.

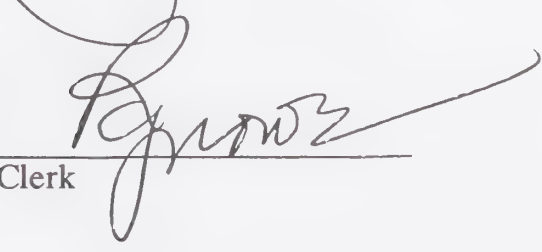
WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has
been recommended by the Regional Administrative Services Committee that such shops be
exempt from the store closing hours on the dates and at the times indicated.

NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth
ENACTS AS FOLLOWS:

1. That the occupiers of the shops named on Schedule "A" attached to this By-law are
hereby exempt from the closing provisions of Section 2(1) (b) of Regional
By-law No. R79-202 and may remain open for business on the dates and at the times
indicated.
2. That all other provisions of Regional By-law No. R79-202 are to remain in full force
and effect for the shops described in Schedule "A" of this By-law.

PASSED AND ENACTED this 15th day of July, 1997.


Chairman


Clerk

(2)

SCHEDULE "A"

TO BY-LAW NO. R97-049

That the following retail shop(s) in the **Area Municipalities of Hamilton and Stoney Creek** be exempted from Regional By-law No. R79-202 for the purpose of holding a special sale on the date(s) and at the time(s) indicated:

1. **HAMILTON**

Saturday, November 29, 1997
9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Centre Mall

1227 Barton St. E.

Zellers
Sears
KMart
Canadian Tire
Cineplex-Odeon
Burger King
Canadian Buffet
New York Fries
Subway
A & W
Wok Express
Tim Horton Donuts
The Sausage House
Japan Camera
Sunrise Records
Pictures Plus
Moore's The Suit People
Chantele
Pantorama
Pedigree Pets
Cantel
Au Coton
Le Salon
Northern Splendors
Ardene

(3)

HAMILTON

Saturday, November 29, 1997
9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Centre Mall cont'd

1227 Barton St. E.

Fashion Bin
Hearth Family Restaurant
Daniel's Restaurant
The BiWay
Marlin Travel
Battery Plus
Levis 1850
Coles the book people
Bukhara Rug Company
Tip Top
Canadian Look
Bata/Athletes World
Bentley
Black's Camera
Shira's
Shoppers Drug Mart
Diamond Memories
Laura Secord
Claire's Boutique
Pot Pourri
Jessamin
Brass Selections
Cotton Ginny
Max Brown
Centre Mall Shoe Repair
Hollywood Men's Hairstylists
Music World
A Buck Or Two
La Boom Lingerie
Work World
Granada
Rafters
Wrap It Up
Antonio's Hair Design

(4)

HAMILTON

Saturday, November 29, 1997
9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Centre Mall cont'd

1227 Barton St. E.

St. Cinnamon's
Radio Shack
Plus Sports
D'Allaird's
Northern Reflections
Stitches Superstore
Your Home Decor
Torcan's
Mariposa
The Next Step
The Fashionable
Peoples
Agnew
Grand & Toy
San Diego
Reitman's
Bikini Bay
Adventure Electronics
Foot Locker
Thrifty's
Jean Machine
Real Fakes, Genuine Imitations
Baskin-Robbins
Watch & Clock Repair
SuperStar
Hallmark
Forzani's Locker Room
Community Policing Centre
Stitch It
Dorlene
Beer Buddies
GNC - General Nutrition Centres
Orange Julius
United Cigar Store

(5)

HAMILTON

Saturday, November 29, 1997
9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Centre Mall cont'd

1227 Barton St. E.

Arby's
Valentino's
Wizard's Castle
Lenscrafters
Haircrafters
Bulk Barn
Java Joe's
Information Kiosk/Lottery Booth
Kernels
Mmmuffins
Gateway Newsstands
Things Engraved
Jim's Nut Shack
Tickets 'N Things

2. **HAMILTON**

Civic Holiday - Monday, August 4, 1997
9:00 a.m. to 6:00 p.m.

Zellers
Zellers
Zellers

499 Mohawk Road East
640 Queenston Road
1576 Upper James Street

3. **STONEY CREEK**

Civic Holiday - Monday, August 4, 1997
9:00 a.m. to 6:00 p.m.

Zellers

102 Highway No. 8

Authority: Items 4, 5, 6 and 7, Transportation
Services Committee Report 7-97
(TSC 97-043; RDS 97-155; TSC 97-041/
RDS 97-134; TSC 97-042/RDS 97-144;
TSC 97-044; RDS 97-162)
CM: June 17, 1997

BILL NO. 2644

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-050

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Schedule 20 (No Parking Areas) of said By-law is hereby amended by deleting from Part A thereof the following items, namely:-

"Barton North commencing at a point 93 feet east of East Avenue and extending to a point 23 feet easterly therefrom."

2. Schedule 33 (No Stopping Areas - Monday to Friday) of said By-law be amended by adding to Section B (No Stopping 7:00 a.m. - 9:00 a.m.) thereof the following item, namely:-

"Sanford East Main to Wilson."

and by deleting from Section B thereof the following item, namely:-

"Sanford East Delaware to Wilson."

3. Schedule 52 (H.S.R. Bus Stops) of said By-law is hereby amended by adding thereto the following items, namely:-

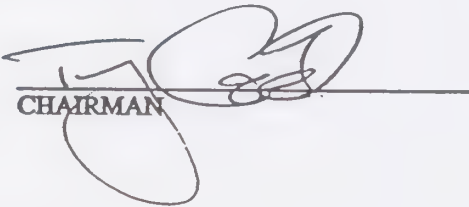
*Fennell Avenue	East 15th Street	NS	I	115
Fennell Avenue	East 15th Street	NS	O	115
Highway #8	Donn Avenue	MB	I	115
Stone Church Road	Upper Mount Albion Road	FS	I	115."

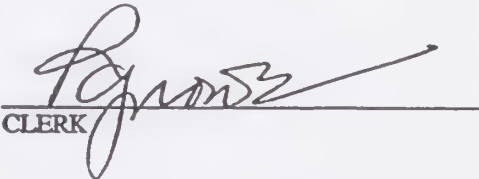
and by deleting therefrom the following items, namely:-

*Fennell Avenue	East 16th Street	MB	SW	110
Fennell Avenue	East 16th Street	MB	EN	110
Fennell Avenue	East 14th Street	NS	EN	85
Paramount Drive	Upper Mount Albion Road	NS	I	115."

4. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED AND ENACTED this 15th day of July 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-051

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The said By-law, as amended, is hereby further amended by deleting therefrom, in its entirety, the following item, namely:-

"Schedule 43."
2. Section 2.4.01 (i) of said By-law is hereby amended by adding, subsequent to the phrase "except buses at a sign marking a bus stop" in the last line thereof, the following statement, namely:-

", and save that this provision shall not apply to the parking of a vehicle temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers, within a loading bay constructed adjacent to the through lanes of the roadway and designated as such in the appropriate schedule subjoined to this by-law"
3. Section 2.4.01 of said By-law is hereby amended by deleting in its entirety Paragraph (q), and by inserting in its place the following Paragraph, namely:-

"(q) Within 20 feet of any signalized intersection, except buses at a sign marking a bus stop."

4. **Schedule 17 (Parking Meter Locations)** of said By-law is hereby amended by adding to **Part 3(a)** thereof the following items, namely:-

"York	Both	Bay to James
King	North	Wellington to Catharine
King	South	Wellington to Mary
James	Both	King to York/Wilson
Wilson	North	Hughson to Catharine."

and by adding to **Part 3(b)** thereof the following item, namely:-

"James Both York/Wilson to Barton."

and by adding to **Part 4(a)** thereof the following items, namely:-

"King	North	John to Catharine
John	West	King to Rebecca
Main	North	John to Spring."

and by deleting from **Part 3(b)** thereof the following items, namely:-

"King	North	Catharine to Mary
James	Both	King to Barton
Wilson	North	Hughson to John
Wilson	North	John to Catharine."

and by deleting from **Part 4(b)** thereof the following items, namely:-

"King	North	Wellington to Mary
King	South	Wellington to Mary."

and by deleting from **Part 4(c)** thereof the following items, namely:-

"John	West	King to King William
Main	North	Ferguson to Spring
Main	North	Catharine to Walnut."

and by deleting from **Part 5** thereof the following items, namely:-

"Main	North	John to Catharine
Main	South	Hughson to John."

5. **Schedule 18 (Parking Time Limits)** of said By-law is hereby amended by adding to Part A thereof the following item, namely:-

"King	South side of the south branch from John to James	1 hour	Anytime."
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6. **Schedule 20(A) (No Parking Anytime)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Main	North	Cline to John
York	North	Dundurn to Bay
York	South	Dundurn to 173 feet east of Bay
King	South	Commencing 118 feet east of James and extending 138 feet easterly therefrom
King	South	Commencing 83 feet east of Hughson and extending 139 feet easterly therefrom."

and by deleting therefrom the following items, namely:-

"King	Loading Bay on North side	Commencing at a point 225 feet east of John to a point 58 feet easterly therefrom
King	South	James to John (South Branch)
Main	North	Cline to Catharine
York Blvd.	Both	Dundurn to MacNab."

7. **Schedule 23 (No Stopping Areas - Every Day)** of said By-law is hereby amended by adding thereto the following items, namely:-

"John	West	King William to 205 feet northerly
York	South	James to 215 feet westerly."

and by deleting therefrom the following items, namely:-

"Main	North	John to 131 ft. east
Main	North	Walnut to Ferguson
York Blvd. (Northerly Branch)	Both	James to MacNab."

8. Schedule 33 (No Stopping Areas Monday to Friday) of said By-law is hereby amended by adding to Section C (No Stopping 4:00 p.m. - 6:00 p.m.) thereof the following items, namely:-

"King North Main to Wellington

King North Mary to Paradise."

and by deleting therefrom the following item, namely:-

"King North Main to Paradise."

9. Schedule 41 (No Parking Areas Thursday and Fridays) of said By-law is hereby amended by deleting from Section B (Loading Zones) thereof, the following items, namely:-

"King North 53.0 m. 23.0 m. east of Mary 6:00 p.m. - 9:00 p.m.

King North 47.4 m. 31.7 m. east of Walnut 6:00 p.m. - 9:00 p.m.

King North 30.6 m. 32.5 m. east of Ferguson 6:00 p.m. - 9:00 p.m.

King North 69.8 m. 18.7 m. west of Wellington 6:00 p.m. - 9:00 p.m."

10. Schedule 47 (Taxi Stands) of said By-law is hereby amended by deleting therefrom the following items, namely:-

"King North 20 ft. 87 ft. west of Catharine 6:00 pm to 2:00 am
7 days a week

King South 20 feet 72 feet east of James Anytime
(South Branch)

King South 20 feet 33 feet east of Hughson Anytime
(South Branch)

King South 20 ft. 92 ft. west of John 10:00 pm to 2:00 am
(South Branch) 7 days a week."

11. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED AND ENACTED this 15th day of July 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Bill No. 2646

BY-LAW R97-052

To impose a sewer rate under Section 221 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, upon owners or occupants of land abutting Springside Drive, Seneca Avenue, Aldercrest Avenue, Allison Crescent, Bartlett Avenue and Lister Avenue in the City of Hamilton.

WHEREAS at its meeting of March 18, 1997, the Council of The Regional Municipality of Hamilton-Wentworth (herein referred to as the "Region") did approve Item 13 of Report 3-97 of the Environmental Services Committee and did thereby approve construction of storm and sanitary sewers on Springside Drive, Seneca Avenue, Aldercrest Avenue, Allison Crescent, Bartlett Avenue and Lister Avenue in the City of Hamilton (herein called the "Allison Neighbourhood");

AND WHEREAS at the said meeting of March 18, 1997, the Council of the Region did also approve that the capital cost of the construction of the storm and sanitary sewers for the Allison Neighbourhood be primarily paid by those property owners or occupants whose land abuts Springside Drive, Seneca Avenue, Aldercrest Avenue, Allison Crescent, Bartlett Avenue or Lister Avenue and who choose to connect to the said sewers;

AND WHEREAS the Council of the Region has allocated \$292,000.00 to assist in financing said storm and sanitary sewers;

AND WHEREAS the capital cost of the said storm and sanitary sewers is estimated to total \$2,054,000.00 and the cost per metre of frontage is estimated to be \$550.00 (in 1997 dollars);

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. A sewer rate, pursuant to Section 221(2) of the Municipal Act, R.S.O. 1990, is hereby imposed upon the owners or occupants of land who derive, will derive, or may derive a benefit from the construction of the storm and sanitary sewers in the Allison Neighbourhood (herein called the "Sewage Works"). The lands upon which the sewer rate is hereby imposed and the estimated sewer rate (in 1997 dollars) are more particularly described in Schedule "A" attached to this by-law. The sewer rate does not include any costs for private drain connections to the Sewage Works as these costs shall be borne by the owners or occupants of the land.
2. The sewer rate shall be computed by the following formula:

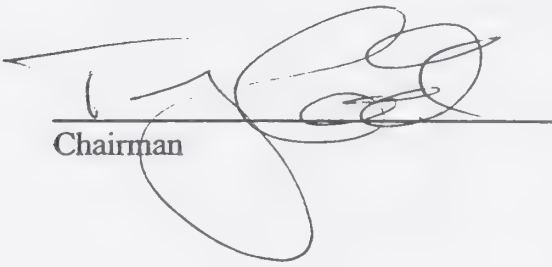
Sewer Rate Per Metre
of Frontage

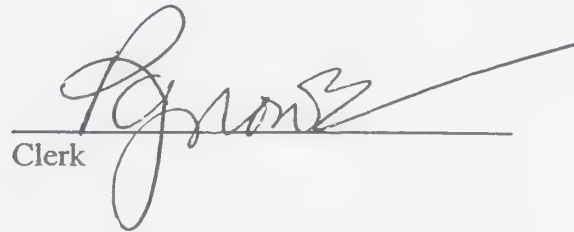
$$= \frac{(\text{Actual Capital Cost of Sewage Works} - \text{Regional Contribution})}{\text{Net Rateable Frontage of All Lands Abutting the Sewage Works.}}$$

3. The "Net Rateable Frontage" shall be the total length of a parcel of land which abuts the Sewage Works, adjusted as follows:
 - (a) where more than one side of a parcel of land is serviced by the Sewage Works, a reduction of 36.58 metres (120 feet) shall be made to the frontage of the parcel of land, providing that the resulting Net Rateable Frontage is not less than the shortest side of the parcel of land; and
 - (b) for irregularly-shaped parcels of land, where the front line is not a straight line or the side lot lines are not parallel, the Net Rateable Frontage shall be the horizontal distance between the side lot line measured by a line twenty-five feet back from and parallel to the chord of the lot frontage.
4. The Region's contribution to the cost of the proposed construction of the Sewage Works shall be no more than \$292,000.00.
5. The sewer rate shall be indexed annually in accordance with the percentage change in the composite Southam Construction Cost Index (Ontario Series), commencing one year from the date of the passage of this by-law.
6.
 - (a) Subject to section 8, the sewer rate shall be payable when an owner or occupant of a parcel of land connects to the Sewage Works and shall be collected at the time of sewer permit issuance in addition to the regular permit fees.
 - (b) The owners or occupants who connect to the Sewage Works have the option of paying the sewer rate by way of annual payments over a period of 15 years by entry on the collector's roll, to be collected in the same way, as nearly as may be, as municipal taxes are collectable.
 - (c) The interest rate utilized for the 15 year payment alternative referred to in subsection 6(b) of this by-law shall be the annual interest rate approved for the Region's Local Improvement Program (1997 rate - 7.25%) or the Council approved rate substituted therefor.
7. The sewer rate shall be a lien and a charge upon the land and, if the rate or any part thereof remains unpaid after the due date established in subsection 6(a) or section 8 of this by-law, the amount unpaid may be entered on the collector's roll to be collected in the same way, as nearly as may be, as municipal taxes are collectable.
8. Should an owner or occupant sever or subdivide his or her parcel of land, then the amount owed to the Region (the then current Sewer Rate x Net Rateable Frontage of Original Parcel of Land), whether the parcel of land is connected to the Sewage Works or not, shall be paid to the Region as a condition of severance or subdivision approval.

10. That Schedule "A" attached hereto forms part of this by-law.
11. This by-law shall come into force and take effect on the day following the date of its passing and enactment.

PASSED AND ENACTED this 15th day of July 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

SCHEDULE - A - TO BY-LAW NO. R97-052

DESCRIPTION: STORM & SANITARY SEWERS
ESTIMATED COST: \$ 2,054,322.00
ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$ 550.00
LOCATION: SPRINGSIDE DRIVE, SENECA AVENUE, ALDERCREST AVENUE, ALLISON CRESCENT, BARTLETT AVENUE AND LISTER AVENUE, IN THE CITY OF HAMILTON

The specially assessed rate imposed on benefitting property owners may be paid in one lump sum amount (column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND METRES	EXEMPT FRONTAGE METRES	FRONTAGE SUBJECT TO RATE METRES	ESTIMATED LUMP SUM CASH PAYMENT \$	ASSESSED OWNER
HA 071 131 00310	CON. 1, PT. LT. 6	21.34	.00	21.34	11,737.00	CITY OF HAMILTON
HA 071 131 01050	PLAN 1013, LT. 36	22.86	.00	22.86	12,573.00	ERIC & INA GOETTE
HA 071 131 01080	PLAN 1013, LT. 37	22.86	.00	22.86	12,573.00	PETER DALEO & LINDA BARRETT
HA 071 131 01140	PLAN 1001, PT. LT. 115	24.05	.00	24.05	13,227.50	DANIEL & PAULINE DE ROSA
HA 071 131 01170	PLAN 1001, LT. 114	22.86	.00	22.86	12,573.00	JAMES GILLEN & YVONNE FORD GILLEN
HA 071 131 01200	PLAN 1001, LT. 113	22.86	.00	22.86	12,573.00	GUNTER & GERTRUDE MENSCH
HA 071 131 01230	PLAN 1001, LT. 112	22.86	.00	22.86	12,573.00	KENNETH & FAYE MACDONALD
HA 071 131 01260	PLAN 1001, LT. 111	22.86	.00	22.86	12,573.00	KERRY & DIANE ELLISON
HA 071 131 01290	PLAN 1001, LT. 110	22.86	.00	22.86	12,573.00	PETER & RETA RADIX
HA 071 131 01320	PLAN 1001, LT. 109	22.86	.00	22.86	12,573.00	KAREL & HELEN VANDYK
HA 071 131 01350	PLAN 1001, LT. 108	22.86	.00	22.86	12,573.00	THOMAS & JEAN FUGLER
HA 071 131 01380	PLAN 1001, LT. 107	22.86	.00	22.86	12,573.00	STANLEY & JOYCE GREGORY
HA 071 131 01410	PLAN 1001, LT. 106	22.86	.00	22.86	12,573.00	NICK & GAETNAN TRAINA
HA 071 131 01440	PLAN 1001, LT. 125	22.86	.00	22.86	12,573.00	STEINTJE LAMMERS
HA 071 131 01470	PLAN 1001, LT. 124	22.86	.00	22.86	12,573.00	JAMES & IRENE DUBOWSKI
HA 071 131 01500	PLAN 1001, LT. 123	22.86	.00	22.86	12,573.00	HEDWIG HONE
HA 071 131 01530	PLAN 1001, LT. 122	22.86	.00	22.86	12,573.00	MURRAY & KATHLEEN SMITH
HA 071 131 01560	PLAN 1001, LT. 121	22.86	.00	22.86	12,573.00	GEORGE GARBAI

- 2 -

HA 071 131 01590	PLAN 1001, LT. 120	22.86	.00	22.86	12,573.00	VALENTINA RIEMANN
HA 071 131 01620	PLAN 1001, LT. 119	22.86	.00	22.86	12,573.00	EDWARD & JAYE WOOLDRIDGE
HA 071 131 01650	PLAN 1001, LT. 118	22.86	.00	22.86	12,573.00	TOM & SADIE HINKLEY
HA 071 131 01680	PLAN 1001, LT. 117	22.86	.00	22.86	12,573.00	GERHARD & SIGRID HOHNE
HA 071 131 01710	PLAN 1001, LT. 116	25.95	.00	25.95	14,272.50	MARY KERR
HA 071 131 01740	PLAN 1013, LT. 38	22.86	.00	22.86	12,573.00	GEORGE SACK
HA 071 131 01770	PLAN 1013, LT. 39	22.86	.00	22.86	12,573.00	TIMOTHY & JUSTINA GREENE
HA 071 131 01800	PLAN 1013, LT. 40	22.86	.00	22.86	12,573.00	LEE & BARBARA SCHUMACHER
HA 071 131 02350	PLAN 1013, LT. 44	42.21	.00	42.21	23,215.50	VERA WATERS
HA 071 131 02380	PLAN 1013, LT. 45	22.86	.00	22.86	12,573.00	FRANCES MAILLET
HA 071 131 02410	PLAN 1013, LT. 46	22.86	.00	22.86	12,573.00	JAMES & SUSAN PETTITT/ELIZABETH PILE
HA 071 131 02440	PLAN 1013, LT. 47	22.86	.00	22.86	12,573.00	KIMBERLY & MICHAEL CHANDLER
HA 071 131 02470	PLAN 1001, LT. 135	22.57	.00	22.57	12,413.50	DONALD & DORIS LUCKING
HA 071 131 02500	PLAN 1001, LT. 134	22.86	.00	22.86	12,573.00	LOUISA SLIVECKO
HA 071 131 02530	PLAN 1001, LT. 133	22.86	.00	22.86	12,573.00	JOSEPH & MARIE GALLANT
HA 071 131 02560	PLAN 1001, LT. 132	22.86	.00	22.86	12,573.00	WILLIAM CROOK
HA 071 131 02590	PLAN 1001, LT. 131	22.86	.00	22.86	12,573.00	DMYTRO & ANNA PLAKSY
HA 071 131 02620	PLAN 1001, LT. 130	22.86	.00	22.86	12,573.00	IDA PRICE
HA 071 131 02650	PLAN 1001, LT. 129	22.86	.00	22.86	12,573.00	ROBERT & BEVERLY BRYCE
HA 071 131 02680	PLAN 1001, LT. 128	22.86	.00	22.86	12,573.00	WILLIAM & TRACY SHERRIFF
HA 071 131 02710	PLAN 1001, LT. 127	22.86	.00	22.86	12,573.00	JOHN & EDNA COMEAU
HA 071 131 02740	PLAN 1001, LT. 126	22.86	.00	22.86	12,573.00	DONALD & CORINNE PEPLER
HA 071 131 02770	PLAN 1001, LT. 145	22.86	.00	22.86	12,573.00	VICTOR HRYCAY
HA 071 131 02800	PLAN 1001, LT. 144	22.86	.00	22.86	12,573.00	EUGENE & BETTY STEWART
HA 071 131 02830	PLAN 1001, LT. 143	22.86	.00	22.86	12,573.00	PAUL & CHRISTINE MORRISON
HA 071 131 02860	PLAN 1001, LT. 142	22.86	.00	22.86	12,573.00	THOMAS & GRACE BOAFO
HA 071 131 02890	PLAN 1001, LT. 141	22.86	.00	22.86	12,573.00	ALBERT SKEATES
HA 071 131 02920	PLAN 1001, LT. 140	22.86	.00	22.86	12,573.00	STELLA ZUKAS

HA 071 131 02950	PLAN 1001, LT. 139	22.86	.00	22.86	12,573.00	DONALD & JEAN PIETTE
HA 071 131 02980	PLAN 1001, LT. 138	22.86	.00	22.86	12,573.00	PAUL BOBOR
HA 071 131 03010	PLAN 1013, LT. 50	26.21	.00	26.21	14,415.50	MICHAEL & SHELLY MORROW
HA 071 131 03040	PLAN 1013, LT. 51	21.58	.00	21.58	11,869.00	MARK & MARINA TEOFILOVIC
HA 071 131 03070	PLAN 1013, LT. 52	21.46	.00	21.46	11,803.00	BRENT & LISA HOO
HA 071 131 03100	PLAN 1013, LT. 53	21.34	.00	21.34	11,737.00	BEVIS & MARY CAMPBELL
HA 071 131 03650	PLAN 1013, LT. 13, CON. 1	22.86	.00	22.86	12,573.00	DAVID & ROSEMARIE STOKOE
HA 071 131 03680	PLAN 1013, LT. 14	83.82	36.58	47.24	25,982.00	EMMY RAHN
HA 071 131 03710	PLAN 1013, LT. 58	76.20	36.58	39.62	21,791.00	HERMANUS & ROSALBA CIARDULLO
HA 071 131 03740	PLAN 1013, LT. 59	26.21	.00	26.21	14,415.50	CHRISTOPHER & KARIN CLARK
HA 071 131 03770	PLAN 1013, LT. 60	33.53	.00	33.53	18,441.50	GEORGE & VALERIE MCGILL
HA 071 131 03800	PLAN 1013, LT. 61	37.40	.00	37.40	20,570.00	ROBERT & HEIDI SCARFONE
HA 071 131 03830	PLAN 1013, LT. 62	26.21	.00	26.21	14,415.50	IAN & LINDA PIRIE
HA 071 131 03860	PLAN 1013, LT. 63	26.21	.00	26.21	14,415.50	MURIEL LARSON
HA 071 131 03890	PLAN 1013, LTS. 48, 49, 65, 64 AND PLAN 1001, LT. 152	180.84	.00	180.84	99,462.00	HAMILTON CITY BOARD OF EDUCATION
HA 071 131 03920	PLAN 1001, LT. 151	30.48	.00	30.48	16,764.00	RALPH & MARY BLANCHER
HA 071 131 03950	PLAN 1001 LOT 150	30.48	.00	30.48	16,764.00	TERRY STANICKI
HA 071 131 03980	PLAN 1001 LOT 149	30.48	.00	30.48	16,764.00	WALTER & ARLENE MORRISSEY
HA 071 131 04010	PLAN 1001 LOT 148	30.48	.00	30.48	16,764.00	ROBERT & IRENE KEMP
HA 071 131 04040	PLAN 1001 LOT 147	30.48	.00	30.48	16,764.00	DANIEL & AUDREY WHITMORE
HA 071 131 04070	PLAN 1001 LOT 146	30.48	.00	30.48	16,764.00	RAYMOND & MARLENE POLANSKI
HA 071 131 04100	PLAN 1001 LOT 158	35.05	.00	35.05	19,277.50	EDWARD & JULIE QUARIN
HA 071 131 04130	PLAN 1001 LOT 157	35.05	.00	35.05	19,277.50	LAURA LEWIS
HA 071 131 04160	PLAN 1001 LOT 156	35.05	.00	35.05	19,277.50	ALBERT & HELEN FERSTER
HA 071 131 04190	PLAN 1001 LOT 155	35.05	.00	35.05	19,277.50	HARVEY & HENRIETTA VANDERGAAST
HA 071 131 04220	PLAN 1001, LT. 154	35.05	.00	35.05	19,277.50	WILLIAM & RUTH BURKE
HA 071 131 04250	PLAN 1001, LT. 153	49.05	.00	49.05	26,977.50	SHARON DUNLOP
HA 071 131 04280	PLAN 1013, LT. 66	34.02	.00	34.02	18,711.00	STELT VANDER

HA 071 131 04310	PLAN 1013, LT. 67	35.05	.00	35.05	19,277.50	JOHN & NANCY GORDON
HA 071 131 04340	PLAN 1013, LT. 68	34.04	.00	34.04	18,722.00	BERNARD & VERA COWAN
HA 071 131 04370	PLAN 1013, LT. 69	32.72	.00	32.72	17,996.00	ANTS TOOP
HA 071 131 04400	PLAN 1013, LT. 70	29.58	.00	29.58	16,269.00	ALEXANDER & KATERINA KUN
HA 071 131 04430	PLAN 1013, LT. 71	24.81	.00	24.81	13,645.50	CHRISTIAN & ERIN DESCAMPS
HA 071 131 04460	PLAN 1013, LT. 72	22.86	.00	22.86	12,573.00	VLADIMIR & MARIA ADAMEK
HA 071 131 04490	PLAN 1013, LT. 73	22.86	.00	22.86	12,573.00	BERKELEY & VIRGINIA MACANDREW
HA 071 131 04520	PLAN 1013, LT. 74	22.86	.00	22.86	12,573.00	ANNE DEVRIES & MICHAEL GODFREY
HA 071 131 04550	PLAN 1013, LT. 75	22.86	.00	22.86	12,573.00	SUPREME TILE LIMITED
HA 071 131 04580	PLAN 1013, LT. 77	42.67	36.58	6.09	3,349.50	DAVID ALMAS
HA 071 131 05100	PLAN 1013, LT. 28	27.51	.00	27.51	15,130.50	ILONA FARBAS
HA 071 131 05130	PLAN 1013, LT. 29	26.21	.00	26.21	14,415.50	ZAKA & BETTY ULLAH
HA 071 131 05160	PLAN 1013, LT. 30	41.92	.00	41.92	23,056.00	JADVIGA NEIMANIS
HA 071 131 05220	PLAN 1013, LT. 31	42.31	.00	42.31	23,270.50	DAVID MALTBY & BONITA CLARK
HA 071 131 05250	PLAN 1013, LT. 32	26.21	.00	26.21	14,415.50	ANDREW & JOSEPHINE RIDDER
HA 071 131 05280	PLAN 1013, LT. 33	80.62	36.58	44.04	24,222.00	ROBERT & CAROLE MCFADDEN
HA 071 131 05850	PLAN 1013, LT. 26	30.48	.00	30.48	16,764.00	CLEMENT & THERESA CAVANAUGH
HA 071 131 05880	PLAN 1013, LT. 25	27.82	.00	27.82	15,301.00	CECIL & MARJORIE COOKE
HA 071 131 05910	PLAN 1013, PT.LTS. 23 & 24	22.50	.00	22.50	12,375.00	PAUL & BONNIE WHEELER
HA 071 131 05940	PLAN 1013, PT.LTS. 22, 23 & 24	22.00	.00	22.00	12,100.00	FERNANDO & ZILDA RIBEIRO
HA 071 131 05970	PLAN 1013, PT.LTS. 22 & 23	26.21	.00	26.21	14,415.50	CARMEN & LUCREZIA CHIARAVALLE
HA 071 131 06000	PLAN 1013, LT. 21	33.53	.00	33.53	18,441.50	JOHN & ELEANOR DAVIDSON
HA 071 131 06030	PLAN 1013, LT. 20	30.48	.00	30.48	16,764.00	ERNESTO & MARIA MONTERO
HA 071 131 06060	PLAN 1013, LT. 19	30.48	.00	30.48	16,764.00	HENRY & LOUISE VAN EDE
HA 071 131 06090	PLAN 1013, LT. 18	30.48	.00	30.48	16,764.00	BRIAN & LISA VANDERHOUT
HA 071 131 06120	PLAN 1013, LT. 17	30.48	.00	30.48	16,764.00	CORNELIUS & WILMA BOSMA
HA 071 131 06150	PLAN 1013, LT. 16	30.48	.00	30.48	16,764.00	FRANK & MIA KREUZER
HA 071 131 06180	PLAN 1013, LT. 15	30.48	.00	30.48	16,764.00	NORMAN & RITA HEY

-5-

HA 071 131 06210	PLAN 1013, LT. 57	30.48	.00	30.48	16,764.00	TARCISIO & MARY MICALLEF
HA 071 131 06240	PLAN 1013, LT. 56	76.92	36.58	40.34	22,187.00	ELIZABETH GRAHAM
HA 071 131 06270	PLAN 1013, LT. 78	83.61	36.58	47.03	25,866.50	WILLEM & AGNES YSSELMUIDEN
HA 071 131 06300	PLAN 1013, LT. 91	30.48	.00	30.48	16,764.00	RONALD & MARGARETHA LUCAS
HA 071 131 06330	PLAN 1013, LT. 90	30.48	.00	30.48	16,764.00	HARRY & JOAN JERVIS
HA 071 131 06360	PLAN 1013, LT. 89	30.48	.00	30.48	16,764.00	GERALD & HELEN SPRING
HA 071 131 06390	PLAN 1013, LT. 88	26.21	.00	26.21	14,415.50	DENNIS & KAREN GOWAN
HA 071 131 06420	PLAN 1013, LT. 87	51.16	8.49	42.67	23,468.50	GORDON ALLISON
HA 071 131 06450	PLAN 1013, LT. 86	66.31	12.97	53.34	29,337.00	GORDON ALLISON
HA 071 131 06480	PLAN 1013, LT. 85	78.69	36.58	42.11	23,160.50	WILFRED & CAROLE HART
HA 071 131 07630	PLAN 1013, LT. 27	76.20	36.58	39.62	21,791.00	LUIGI & JOOI CAMPOVARI
HA 071 131 07660	PLAN 1013, LT. 84	26.21	.00	26.21	14,415.50	DOUGLAS & DOROTHY KEYS
HA 071 131 07690	PLAN 1013, LT. 83	26.21	.00	26.21	14,415.50	PAUL & ANN ROBERTS
HA 071 131 07720	PLAN 1013, LT. 82	26.21	.00	26.21	14,415.50	HELEN KOROTASH
HA 071 131 07750	PLAN 1013, LT. 81	43.01	3.39	39.62	21,791.00	HERRE & GERDA DEWITTE
HA 071 131 07780	PLAN 1013, LT. 80	43.01	3.39	39.62	21,791.00	IBELINA GRITTER
HA 071 131 07810	PLAN 1013, LT. 79	43.01	3.39	39.62	21,791.00	HENRY & HELEN STREUN
HA 071 131 07840	PLAN 1013, LT. 55	19.56	.00	19.56	10,758.00	MALCOLM BURNSIDE
HA 071 131 07870	PLAN 1013, LT. 54	59.55	36.58	22.97	12,633.50	SHIRLEY BARR
HA 071 131 07900	PLAN 1013, LT. 43	77.84	36.58	41.26	22,693.00	DEBORAH BURNS
HA 071 131 07930	PLAN 1013, LT. 42	24.45	.00	24.45	13,447.50	CENTA SCHLAMMERL
HA 071 131 07960	PLAN 1013, LT. 41	71.92	36.58	35.34	19,437.00	GRANT & SYLVIA PIRIE
HA 071 131 07990	PLAN 1013, LT. 35	79.42	36.58	42.84	23,562.00	WILLIAM CAREY
HA 071 131 08020	PLAN 1013, LT. 34	30.48	.00	30.48	16,764.00	JOAN ANDERSON & JOHN PHILLIPS
HA 071 131 08910	CON. 1, PT. LT. 6	45.72	36.58	9.14	5,027.00	RITA & IGNAZIO SPADAFORA

TOTAL

4,242.30
=====

507.17 3,735.13 2,054,321.50
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THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-053

To confirm the proceedings of the Council at its special meeting held on July 15, 1997.

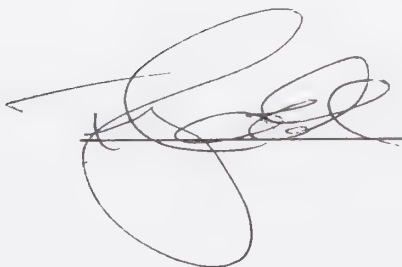
**THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

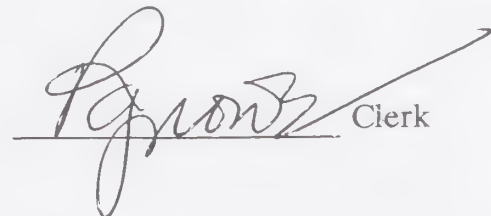
1. The Action of the Council at its special meeting held on the 15th day of July, 1997, in respect of each recommendation contained in the Report of its meeting:

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 15th day of July, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-054

BILL NO. 2648

To Permit the Erection and Maintenance of
Objects Upon a Regional Road Allowance

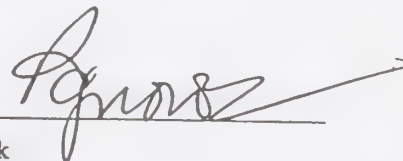
WHEREAS Section 308(3) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, provides that the Council of every municipality may pass By-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under its jurisdiction and for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the By-law as it considers reasonable,

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant, Home Savings & Loan Corporation, being the Owner of Charge No. 103370 and mortgagee in possession of the lands known municipally as 182 - 186 Ottawa Street North is hereby granted the privilege of erecting and maintaining the encroachment of a portion of the building measuring 0.076m x 15.24m upon the road allowance of Ottawa Street North, in the City of Hamilton, upon the terms and conditions contained in the Agreement attached hereto as Schedule I.
2. The Chairman and Clerk are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall be deemed to come into force and effect on June 4, 1997.

PASSED AND ENACTED this 21st day of August, 1997.


Chairman


Clerk

Approved
as to form
Legal
Services

THIS AGREEMENT made this 1 day of , 1997

BETWEEN:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
(hereinafter called "the Region")

OF THE FIRST PART,

- and -

HOME SAVINGS & LOAN CORPORATION,

(hereinafter called "the Applicant")

OF THE SECOND PART,

WHEREAS the Applicant is the registered owner of Charge No. 103370 and mortgagee in possession of the lands known municipally as 182-186 Ottawa Street North, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 308(3) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, provides that the Council of every municipality may pass By-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under its jurisdiction and for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the By-law as it considers reasonable;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 3rd day of June, 1997 did approve the granting of the privilege hereinafter permitted to the Applicant, which application was presented at the meeting of the Regional Council on the said date as Item No. 15 in a Report of the Transportation Services Committee.

NOW THEREFORE the parties hereto covenant and agree as follows:

1. That the Applicant, being the registered owner of Charge No. 103370 and mortgagee in possession of the premises known municipally as 182-186 Ottawa Street North, Hamilton, Ontario, may, during the pleasure of Regional Council, maintain the encroachment of a portion of the building (hereinafter referred to collectively as "the works") measuring 0.076m x 15.24m respectively onto the road allowance of Ottawa Street North, in the City of Hamilton, as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road

allowance.

2. All fees, costs, and expenses due and payable by the Applicant to the Region, or paid or incurred by the Region under this Agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate this Agreement as provided in paragraph 12 herein. Without prejudice to the Region taking any or all of the above-noted actions, the Region may also enforce said fees, costs and expenses in like manner as municipal taxes that are due and payable.
3. The Applicant shall pay a first year fee of \$184.00 to the Region immediately after the date of approval of the privilege at the meeting of the said Regional Council.
4. The Applicant shall pay to the Region yearly and every year during the currency of this Agreement the annual sum or fee of \$NIL, or such sum or fee as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this Agreement.
5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region and the City of Hamilton from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss howsoever arising which the Region and the City of Hamilton or either of them, may bear, suffer or be put to by reason of any damage to property, injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this Agreement, the Applicant shall deliver to the Region an endorsement from its commercial general liability insurance policy confirming that the Region and City of Hamilton have been named as additional insureds for third party bodily injury and property damage arising out of the granting of the privilege set out in this Agreement to a limit of not less than Two Million Dollars (\$2,000,000.00) or such other amount that may be required by the Region from time to time. This policy shall include a cross-liability and waiver of subrogation clause in respect of each named insured and shall be kept in force by the Applicant during the term of this Agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.
6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A" attached hereto, and the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act, R.S.O. 1990, Chapter A.31, as amended, and to the Local Improvement Act, R.S.O. 1990, Chapter L.26, as amended, as and when the same become

due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.
8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.
9. Only the works herein authorized may be erected by the Applicant.
10. The design, construction, and location of the said works shall be previously approved by the Commissioner of Transportation/Environmental Services (hereinafter referred to as the "Commissioner"), and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the Applicant that may arise from this Agreement.
11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight (48) hours after such requirement, or if the Applicant shall neglect or refuse to remove the said works or thing within thirty (30) days after notice to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this Agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person, and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this Agreement.
12. This Agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty (30) days prior to such termination.
13. Within thirty (30) days of the delivery by the Applicant to the Region of notice of its intention to terminate this Agreement or upon receipt of such notice from the Region, the Applicant shall remove the said works and restore that part of the road allowance occupied by the works to a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 of this Agreement and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all By-laws and regulations of the Region or the City of Hamilton and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.
15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton or in any gas, telephone, telegraph, electric light, or other utility company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, watermains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services") therein. The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall, at his own expense, carry out such alteration of the works as the Commissioner may direct.
16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above, as the case may be, the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof and the restoration of the road allowance.
17. Any notice to be given to the Region shall be delivered or posted by prepaid registered mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8N 3V9

or such other addresses as may hereafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid registered mail addressed to the Applicant at:

21 King Street West
Suite 800
Hamilton, Ontario
L8P 4W7

If any question arises as to whether any notice was or was not communicated by one party to the other, it shall be deemed to have been effectively communicated or given on the day delivered or on the fifth (5th) day after it was mailed, despite any strikes, lockouts or other disruption of mail service, whichever is the earlier.

18. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.
19. The word "Applicant" in this Agreement means the Applicant named herein including the person in possession of the property set out in ~~pages 2 and 3 hereof~~ ^{Schedule "A" attached hereto}, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.
20. If any term, clause or provision of this Agreement shall be judged to be invalid for any reason whatsoever, such invalidity shall not affect the validity or operation of any other term, clause or provision and such invalid term, clause or provision shall be deemed to have been deleted from this Agreement.

IN WITNESS WHEREOF the Parties hereto have duly executed this Agreement.

SIGNED, SEALED AND DELIVERED)
in the presence of:

THE REGIONAL MUNICIPALITY
OF HAMILTON-WENTWORTH

Approved
as to form
[Signature]
Legal
Services

Chairman, Terry Cooke

Clerk, R.C. Prowse

Approved
Roads Department

Date

signature of witness

print name of witness

address of witness

Applicants:
HOME SAVINGS & LOAN CORPORATION

Per *[Signature]*
MARGUERITE RYAN, BRANCH MANAGER

[Signature]
SYLVIA MAGILL, MORTGAGE ADMINISTRATOR

May 26, 1997
Date

SCHEDULE "A"

(Legal description of the property)

Lot 113 and Lot 114, Plan 297, in the City of Hamilton, in the
Regional Municipality of Hamilton-Wentworth

AS IN INSTRUMENT NO. 103370

ii

SCHEDULE "B"

(Sketch of Works)

OTTAWA ST. NORTH

0.076 m

NO. 182 - 186

PROPERTY LINE

CANNON ST. E.



 - AREA OF ENCROACHMENT - $0.076 \text{ m} \times 15.24 \text{ m}$

NOTE: THIS IS NOT A PLAN OF SURVEY

Authority: Items 11.5 to 11.8 inclusive, Special Meeting
of Council - July 15, 1997
(TSC 97-045/RDS 97-163; TSC 97-047/
RDS 97-165; TSC 97-048/RDS 97-167;
TSC 97-049/RDS 97-169)
CM: July 15, 1997

BILL NO. 2649

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-055

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Schedule 20 (No Parking Areas) of said By-law is hereby amended by deleting from Part A thereof the following item, namely:-

"Ottawa East from a point 75 feet north of Cannon to a point 38 feet northerly therefrom."

2. Schedule 23 (No Stopping Areas - Every Day) of said By-law be amended by adding thereto the following item, namely:-

"Charlton North Park to 90 feet east."

and by deleting therefrom the following item, namely:-

"Charlton North Park to 115 ft. east."

3. Schedule 50 (Wheelchair Loading Zones) of said By-law be amended by adding thereto the following item, namely:-

"Fennell South 30 feet commencing 50 feet Anytime."
east of Upper Kenilworth

4. Schedule 52 (H.S.R. Bus Stops) of said By-law is hereby amended by adding thereto the following items, namely:-

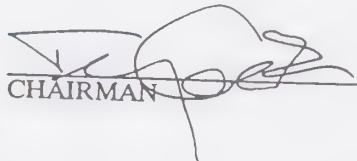
"Main Street , Hollywood Street MB O 115."

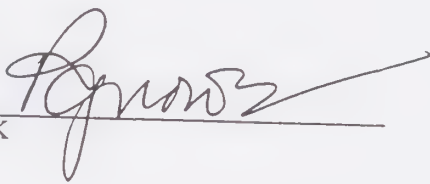
and by deleting therefrom the following items, namely:-

"Main Street Hollywood Street NS O 115."

5. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED AND ENACTED this 21st day of August 1997.


CHAIRMAN


CLERK

Authority: Item 7.2, Special Council
(Administrative Services
Committee)

CM: August 21, 1997

BILL NO.: 2650

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-056

To exempt the occupiers of certain shops from the provisions
of the Regional Store Closing By-law No. R79-202.

WHEREAS By-law R83-043 provides for the application and exemption of store hours from
Regional By-law R79-202.

WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has
been recommended by the Regional Administrative Services Committee that such shops be
exempt from the store closing hours on the dates and at the times indicated.

NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth
ENACTS AS FOLLOWS:

1. That the occupiers of the shops named on Schedule "A" attached to this By-law are
hereby exempt from the closing provisions of Section 2(1) (b) of Regional By-law No.
R79-202 and may remain open for business on the dates and at the times indicated.
2. That all other provisions of Regional By-law No. R79-202 are to remain in full force
and effect for the shops described in Schedule "A" of this By-law.

PASSED AND ENACTED this 21st day of August, 1997.


Chairman


Clerk

(2)

SCHEDULE "A"

TO BY-LAW NO. R97-056

That the following retail shop(s) in the **Area Municipalities of Hamilton, Ancaster, and Stoney Creek** be exempted from Regional By-law No. R79-202 for the purpose of holding a special sale on the date(s) and at the time(s) indicated:

1. **HAMILTON** Monday, August 4, 1997
 9:00 a.m. to 6:00 p.m.

 Dollar 2 Three Plus 550 Fennell Avenue East

 Value Village 530 Fennell Avenue East

 Nationwide Warehouse 278 Kenilworth Avenue North

 Wine Rack 505 Rymal Road East
 (in The Barn Supermarket)

2. **ANCASTER** Monday, August 4, 1997
 9:00 a.m. to 6:00 p.m.

 Shoe Strings 248 Kenilworth Avenue
 North

3. **STONEY CREEK** Monday, August 4, 1997
 9:00 a.m. to 6:00 p.m.

 Value Village 840 Queenston Road

Bill No. : 2651

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-057

**BEING A BY-LAW TO AMEND REGIONAL
STORE HOURS BY-LAW R79-202
TO ALLOW RETAIL SHOPS TO REMAIN
OPEN ON BOXING DAY**

WHEREAS subsection 47(1) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1990, c. R.12, makes the provisions of section 214 of the Municipal Act, R.S.O. 1990, c. M.45, applicable to the Regional Corporation, with necessary modifications; and,

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth therefore may by by-law, require that during the whole or any part or parts of the year, all or any class or classes of shops in the municipality shall be closed and remain closed on each or any day of the week at and during any time or hours between 6 o'clock in the afternoon of any day and 5 o'clock in the forenoon of the next following day; and,

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth on December 27, 1979, enacted By-Law R79-202, to regulate the hours of closing of retail shops in the Regional Area; and,

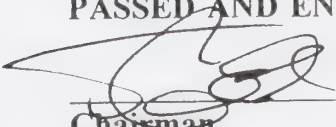
WHEREAS clause 3(i) of Regional Store Hours By-Law R79-202 currently requires retail shops in the Regional Area to be closed and to remain closed on Boxing Day;

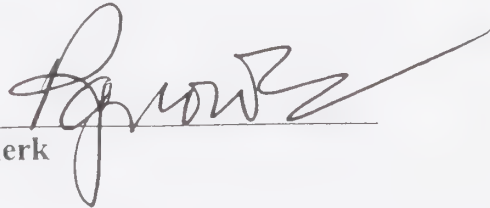
WHEREAS the Province of Ontario has enacted the Boxing Day Shopping Act 1996, S.O. 1990, c.34 to amend the Retail Business Holidays Act, R.S.O. 1990, c. R.30, to permit retail business establishments to carry on business on the 26th day of December;

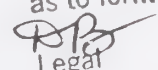
NOW THEREFORE the Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

1. Clause 3(i) of By-Law R79-202 is repealed.
2. This By-Law comes into force on December 25, 1996.

PASSED AND ENACTED this 21st day of August 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

CM: August 21, 1997

Bill No.: 2652

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-058

To impose a water works rate under Section 221 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, upon owners or occupants of land along Freelton Road, Douglas Street, William Street and Louisa Street, in the Town of Flamborough.

WHEREAS at its meeting of June 17, 1997, the Council of The Regional Municipality of Hamilton-Wentworth did approve Item No. 13 of Report 6-97 of the Environmental Services Committee and thereby did approve construction of watermains on Freelton Road from Brock Road to approximately 100 m south of 11th Concession East, and on Douglas Street from Freelton Road to Ellen Street, and on Louisa Street from Brock Road to William Street, and on William Street from Louisa Street to Freelton Road, all in the Town of Flamborough, in order to supply water to the Freelton Rural Settlement Area (herein referred to as the "Freelton Water Works");

AND WHEREAS the owners or occupants of lands abutting the Freelton Water Works will be permitted to make connection to the Freelton Water Works in order to receive a supply of municipal water;

AND WHEREAS there are 28 existing properties which can potentially connect to the Freelton Water Works;

AND WHEREAS it is deemed desirable by The Regional Municipality of Hamilton-Wentworth (hereinafter referred to as the "Region") that the capital cost of the Freelton Water Works be paid by those property owners or occupants who choose to connect to the Freelton Water Works;

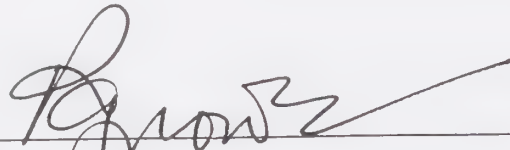
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. A water works rate, pursuant to Section 221(2) of the Municipal Act, R.S.O. 1990, c. M.45, as amended, is hereby imposed upon the owners or occupants of land who derive, will derive, or may derive a benefit from the construction of the Freelton Water Works.
2. The water works rate for the Freelton Water Works shall be computed by equally dividing the 28 properties to be serviced by the Freelton Water Works into a capital cost of \$66,000 such that the water works rate shall be \$2,357 per property.

3. The water works rate shall be indexed annually in accordance with the percentage change in the composite Southam Construction Cost Index (Ontario Series), commencing one year from the date of the passage of this bylaw.
4.
 - (a) The water works rate shall be payable when an owner or occupant connects to the Freelon Water Works and shall be collected at the time of water permit issuance in addition to regular permit fees.
 - (b) The owners or occupants who connect to the Freelon Water Works have the option of paying the water works rate by way of annual payments over a period of 15 years by entry on the collector's roll, to be collected in the same way, as nearly as may be, as municipal taxes are collectable.
 - (c) The interest rate utilized for the 15 payment alternative referred to in subsection 4(b) of this bylaw shall be the annual interest rate approved for the Region's Local Improvement Program (1997 rate - 7.25 percent) or the Council-approved rate substituted therefor.
5. The water works rate shall be a lien and a charge upon the land and, if the rate or any part thereof remains unpaid after the due date established in subsection 4(a) of this by-law, the amount unpaid may be entered on the collector's roll to be collected in the same way, as nearly as may be, as municipal taxes are collectable.
6. All revenue from the water works rate herein shall be used to pay for any part of the capital costs of the Freelon Water Works, including principal and interest.

PASSED AND ENACTED this 21st day of August 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-059

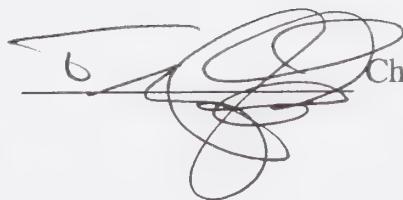
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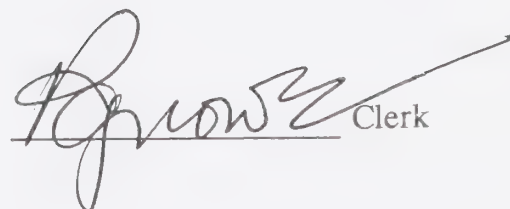
To confirm the proceedings of the Council at its special meeting held on August 21, 1997.

**THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

1. The Action of the Council at its meeting held on the 21st day of August, 1997 and considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.
2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 21st day of August, 1997.


Chairman


Clerk

CHS HW A08
B-1

Bill No. 2654

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-060

To confirm the proceedings of the Council at its special meeting held on September 4, 1997.

**THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

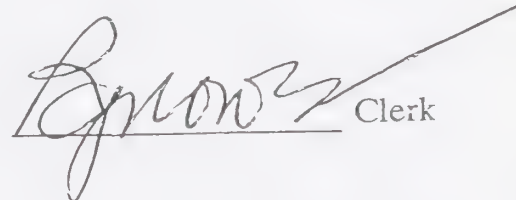
1. The Action of the Council at its special meeting held on the 4th day of September, 1997, in respect of each recommendation contained in the Report of its meeting:

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 4th day of September, 1997.


Chairman


Clerk

Authority: Item 11.7, Transportation Services Committee
Agenda (TSC 97-054/RDS 97-215)
Special Council: August 21, 1997
Items 1 and 2, Transportation Services
Committee Report 8-97
(TSC 97-059/RDS 97-251; TSC 97-060/RDS 97-264)
CM: September 16, 1997

BILL NO. 2655

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R~~89~~⁹⁷-061

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 34 (No Parking Monday to Saturday)** of By-law R89-038, as amended, is hereby further amended by adding to **Section C** thereof the following items, namely:-

"Queen	East	commencing 179 feet south of Barton and extending 24 feet southerly therefrom
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Queen	West	commencing 135 feet south of Barton and extending 21 feet southerly therefrom."
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2. **Schedule 4 (Highways Where Heavy Traffic Is Restricted)** of said By-law, is hereby amended by deleting therefrom the following item, namely:-

"Reg. Rd. #161 (Dartnall Road)	Stone Church	Rymal Road	Anytime"
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3. Schedule 25 (Stop Signs) of said By-law is hereby amended by deleting therefrom the following item, namely:-

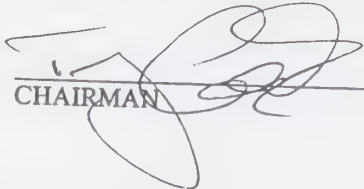
"Stone Church/ Paramount	Eastbound Westbound	Upper Mount Albion Road and Stone Church/Paramount."
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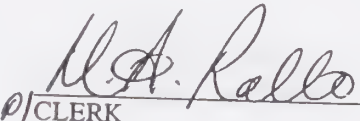
4. Schedule 52 (H.S.R. Bus Stops) of said By-law is hereby further amended by adding thereto the following items, namely:-

"York Street	King Street	FS	OB	115
York Street	Hunter Street	NS	OB	115
York Street	Donald Avenue	FS	OB	115
York Street	Cameron Avenue	FS	OB	115
York Street	McKay Road	MB	OB	115
York Road	Watson's Lane	MB	OB	115
York Road	Fieldgate Street	MB	OB	115
York Road	Olympic Drive	NS	OB	115
York Road	164 ft. west of Olympic Drive	MB	IB	115
York Road	Fieldgate Street	NS	IB	115
York Road	Watson's Lane	NS	IB	115
York Street	McKay Road	FS	IB	115
York Street	Cameron Avenue	NS	IB	115
York Street	135 ft. north of Cairns Avenue	MB	IB	115
York Street	Hunter Street	MB	IB	115
York Street	King Street	NS	IB	115."

5. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.
6. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 16th day of September 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R 97-062

**BEING A BYLAW TO ALTER UPPER MOUNT ALBION ROAD AND TO STOP UP AND
CLOSE UPPER MOUNT ALBION ROAD AT ITS INTERSECTIONS WITH THE
RED HILL CREEK EXPRESSWAY
CITY OF STONEY CREEK**

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, as amended, to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commission or the Corporation of an Area Municipality in respect of the roads now included in the Regional road system;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 297 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, to alter and stop up any highway or part of a highway under its jurisdiction;

AND WHEREAS it is necessary to alter Upper Mount Albion Road, in the City of Stoney Creek, as described herein;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth requires that Upper Mount Albion Road at its intersections with the said Red Hill Creek Expressway be stopped up and closed to all traffic;

AND WHEREAS Notice of this By-law has been published as required by Section 300 of the said Municipal Act;

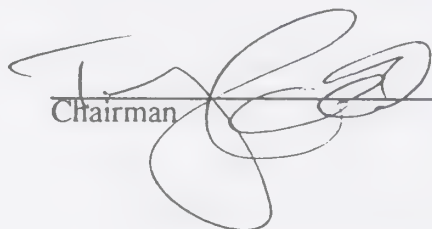
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Transportation Services Committee, has heard all persons who applied to be heard, whether in objection to or in support of this By-law.

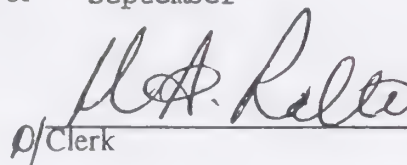
**NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH ENACTS AS FOLLOWS:**

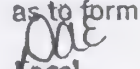
1. That the alteration of Upper Mount Albion Road as described in Schedule "A" attached hereto be proceeded with.
2. That Upper Mount Albion Road, in the City of Stoney Creek, as its intersections with the Red Hill Creek Expressway, is hereby stopped up and closed to all traffic.

2. That the Chairman and Clerk of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement the alteration, stopping up and closure of Upper Mount Albion Road at its intersections with the Red Hill Creek Expressway as described in Schedule "A" attached hereto.
3. That Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. That this By-law shall come into force and take effect on the date of its passing and enactment.

PASSED and ENACTED this 16th day of September, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

SCHEDULE "A"

TO

BY-LAW R97-062

DESCRIPTION OF WORKS TO BE UNDERTAKEN ON

UPPER MOUNT ALBION ROAD (REGIONAL ROAD NO. 406)

CITY OF STONEY CREEK

1. The construction of cul-de-sacs on the north and south legs of Upper Mount Albion Road, adjacent to the Red Hill Creek Expressway.
2. The installation of a guide rail at the end of each cul-de-sac.

BILL NO. 2658

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-063

BEING A BY-LAW TO REPEAL BY-LAW R96-021

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under section 31 of the Regional Municipalities Act, R.S.O. 1990, c. R.8, as amended and section 297 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, to pass by-laws for establishing and laying out of new roads;

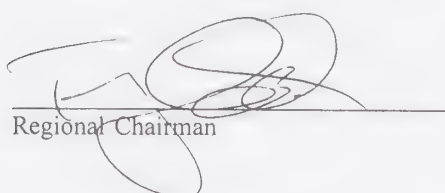
AND WHEREAS at its meeting of April 2, 1996, the Council of The Regional Municipality of Hamilton-Wentworth did pass and enact By-law R96-021, being a by-law to establish and lay out certain lands as part of the Red Hill Creek Expressway, now known as the Lincoln M. Alexander Parkway;

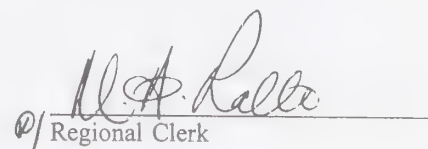
AND WHEREAS at its meeting of June 17, 1997, the Council of The Regional Municipality of Hamilton-Wentworth did approve that By-law R96-021 be repealed and that a new by-law to establish and lay out the appropriate lands as a public highway be passed and enacted;

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That By-law R96-021 is hereby repealed.

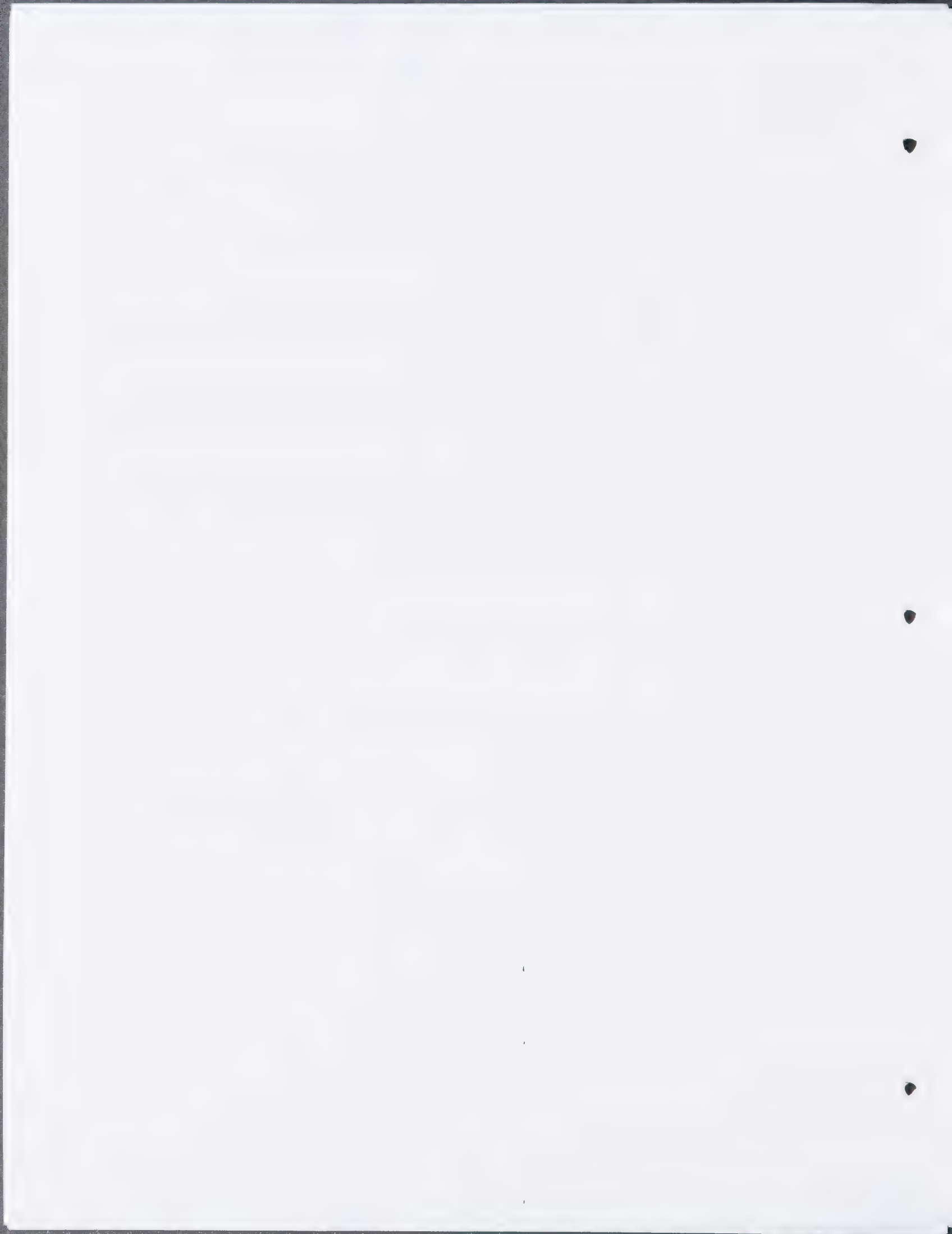
PASSED AND ENACTED THIS 16TH DAY OF SEPTEMBER, 1997.


Regional Chairman


Regional Clerk

Approved
as to form

Legal
Services



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-064

BEING A BY-LAW TO ESTABLISH AND LAY OUT CERTAIN LANDS AS PART
OF THE LINCOLN M. ALEXANDER PARKWAY
CITY OF HAMILTON

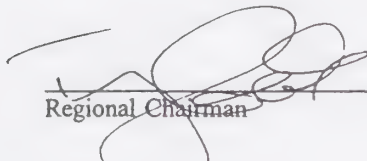
WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under section 31 of the Regional Municipalities Act, R.S.O. 1990, c. R.8, as amended and section 297 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, to pass by-laws for establishing and laying out of new roads;

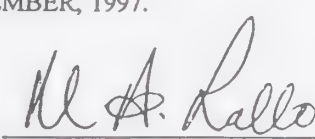
AND WHEREAS at its meeting of June 17, 1997, the Council of The Regional Municipality of Hamilton-Wentworth did authorize the enactment of a by-law establishing and laying out various lands in the City of Hamilton, in the Province of Ontario, as part of the Lincoln M. Alexander Parkway;

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the lands set out in Schedule "A" attached hereto are hereby established and laid out as a public highway to form part of the Lincoln M. Alexander Parkway, which for all purposes may also be referred to as "The LINC".
2. That the Commissioner of Transportation for The Regional Municipality of Hamilton-Wentworth, or his or her duly authorized agent, is hereby authorized to open the said lands as a public highway.
3. That all noise abatement works constructed on the untravelled portion of the Lincoln M. Alexander Parkway are hereby authorized.
4. That Schedule "A" attached hereto forms part of this By-law.
5. That this By-law comes into force and effect on the day of registration in the Land Registry Office for the Registry Division and the Land Titles Division of Wentworth (No. 62).

PASSED AND ENACTED THIS 16TH DAY OF SEPTEMBER, 1997.


Regional Chairman


Regional Clerk

Approved
as to form

Legal
Services

SCHEDULE "A"

LAND DESCRIPTION

LINCOLN M. ALEXANDER PARKWAY

Being part of Lot 3, Concession 7, in the geographic township of Barton, designated as Part 18, on Plan 62R-11426, save and excepting part of said Lot 3, designated as Part 1 on Plan 62R-14080; part of Lot 4, Concession 7 designated as Parts 1 and 2 on Plan 62R-12792, and Part 3 on Plan 62R-11676; part of Lots 3 and 4, Concession 7, designated as Part 2 on Plan 62R-11426.

Parcel 3-6, Section Bar-7, being part of Lot 3, Concession 7, in the geographic township of Barton, designated as Part 16, on Plan 62R-11426.

Being part of the Road Allowance between Lots 2 and 3, Concession 7, in the geographic township of Barton, designated as Parts 6 and 8, on Plan 62R-11426.

Being part of Lot 2, Concession 7, in the geographic township of Barton, designated as Part 13, on Plan 62R-11426.

Being part of Lot 2, Concession 7, in the geographic township of Barton, designated as Parts 9 and 10, on Plan 62R-11426.

Being part of Lots 1 and 2, Concession 7, in the geographic township of Barton, designated as Part 8, being part of Lots 1 and 2; Parts 2, 9 and 10, being part of Lots 2, on Plan 62R-10837.

Being part of Lot 1, Concession 7, in the geographic township of Barton, designated as Part 2, on Plan 62R-11217.

Being part of Lot 34, Concession 7, in the geographic township of Saltfleet, designated as Parts 6 and 7, on Plan 62R-11328.

Parcel Block J-1, Section M-112, being all of Block J on Plan M-112, designated as Part 4 on Plan 62R-11676 and Part 5 on Plan 62R-11687.

Part of Lot 6, Concession 7, in the geographic township of Barton, designated as Parts 4 and 7 respectively on Plan 62R-11687.

Part of Lot 6, Concession 6, in the geographic township of Barton, designated as Parts 1 and 20 on Plan 62R-11687.

Parcel 5-6, Section Bar-6, being part of Lot 6, Concession 6, in the geographic township of Barton, designated as Part 2 on Plan 62R-11687.

Parcel Plan-4, Section M-187, being all of Blocks A&B on Plan M-187, designated as Part 9 on Plan 62R-11687.

Parcel Block C-1, Section M-187, being all of Block C on Plan M-187, designated as Part 10 on Plan 62R-11687.

Parcel Plan-4, Section M-187, being all of Block D on Plan M-187, designated as Part 12 on Plan 62R-11687.

Part of Lot 7, Concession 7, in the geographic township of Barton, designated as Part 13 on Plan 62R-11687.

Parcel Block H-1, Section M-177, being all of Block H, on Plan M-177, designated as Part 14, on Plan 62R-11687.

Part of Lots 7 and 8, Concession 7, in the geographic township of Barton, designated as Parts 15 and 16 on Plan 62R-11687 and Parts 2, 4 and 5 on Plan 62R-11686.

Part of Lot 7, Concession 6, in the geographic township of Barton, designated as Part 18 on Plan 62R-11687.

Parcel 9-3, Section Bar-7, being part of Lot 9, Concession 7, in the geographic township of Barton, designated as Part 7 on Plan 62R-11686.

Parcel 10-5, Section Bar-6, being part of Lot 10, Concession 6, in the geographic township of Barton, designated as Part 1 on Plan 62R-11742.

Part of Lot 10, Concession 6, in the geographic township of Barton, designated as Parts 16 and 23 on Plan 62R-11742.

Parcel 9-3, Section Bar-7, being part of Lot 10, Concession 7, in the geographic township of Barton, designated as Part 15, on Plan 62R-11742.

Parcel 9-21, Section Bar-7, being part of Lot 10, Concession 7, in the geographic Township of Barton, designated as Part 22, on Plan 62R-11742.

Part of Lot 10, Concession 7, in the geographic township of Barton, designated as Parts 12, 14, 17, 18 and 21 on Plan 62R-11742, and Part 3 on Plan 62R-12601.

Part of Lot 11, Concession 7, in the geographic township of Barton, designated as Parts 5, 9, 10, 11 on Plan 62R-11742.

Part of Lot 11, Concession 7, in the geographic township of Barton, designated as Part 24 on Plan 62R-11742.

Parcel 11-3, Section Bar-7(c), being part of Lot 11, Concession 7, in the geographic township of Barton, designated as Part 6 on Plan 62R-11742.

Part of Lot 11, Concession 7, in the geographic township of Barton, designated as Part 7, on Plan 62R-11742.

Part of Lot 12, Concession 7, in the geographic township of Barton, designated as Part 1 on Plan 62R-11737.

Part of Lot 13, Concession 7, in the geographic township of Barton, designated as Parts 7, 11, 13 and 14 on Plan 62R-11737, and Parts 1 and 3 on Plan 62R-13273, save and excepting part of said Lot 13, designated as Part 1 on Plan 62R-14144.

Part of Lot 14, Concession 7, in the geographic township of Barton, designated as parts 16, 17, 19, 20, 23, 24, 25 and 27 on Plan 62R-11928.

Parcel Block 13-2, Section 62M-724, being part of Block 13, Plan 62M-724, designated as Part 1 on Plan 62R-12559.

Parcel Block 12-2, Section 62M-724, being part of Block 12, Plan 62M-724, designated as Parts 1 and 2 on Plan 62R-12561.

Parcel Block 26-1, Section 62M-724 being Part of Block 26, Plan 62M-724, designated as Part 1 on Plan 62R-13803.

Part of Lot 13, Concession 7, in the geographic township of Barton, designated as Part 2 on Plan 62R-13803.

Part of Lot 13, Concession 7, in the geographic township of Barton, designated as Parts 3 and 4 respectively on Plan 62R-13803.

Parcel 12-5, Section Bar-7(c), being part of Lot 12, Concession 7 in the geographic Township of Barton, designated as Part 1 on Plan 62R-12878.

Part of Lots 5 and 6, Registered Plan 292, designated as Parts 1, 2, 3 and 4 on Plan 62R-11928 and part of Lots 1, 2, 3, 4, 5, 6, 7, 8 and part of Reserve for Street, Registered Plan 696 designated as Parts 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 on Plan 62R-11928.

Part of Lot 73, Registrar's Compiled Plan 1469 designated as part 28 on Plan 62R-11928.

Part of Lots 13, 15, 16, 17, 18, 21, 22, 23, 24, 25, 26 and 27, Registered Plan 695, designated as Parts 30, 31, 32, 34, 35, 36, 37, 38, 39, 41, 43, 47, 61 and 62 on Plan 62R-11928.
Part of Lot 19, Registered Plan 695, designated as Part 5 on Plan 62R-13966.

Part of Lot 73, Registrar's Compiled Plan 1469 designated as Part 1 on Plan 62R-14111.

Part of Lot 16, Concession 7, in the geographic Township of Barton, designated as Part 3 on Plan 62R-13966, Part 5 on Plan 62R-11788 and Parts 1 to 8 on Plan 62R-14088.

All of Lot 3, 4, 5 and part of 6, Registered Plan 956, all of Parcel "B", Registered Plan 1008, part of Lots 16 and 17, Concession 7, and part of the Road Allowance between Lots 16 and 17, Concession 7 as closed by City of Hamilton By-Law 10008, registered as Instrument 229284HL in the geographic township of Barton, designated as Parts 19, 30 and 31 on Plan 62R-11788.

Part of Parcel D, Registered Plan 1008, designated as Part 28 on Plan 62R-11788.

Parcels 17-2, 17-4, Section Bar-7 and Parcel 18-3, Section Bar-7, being part of Lots 17 and 18, Concession 7, in the geographic township of Barton, designated as Parts 23 and 24 on Plan 62R-11788 and Part 4 on Plan 62R-11800.

Part of Lot 17, Concession 7, in the geographic township of Barton, designated at Parts 25 and 27 on Plan 62R-11788.

Part of the Road Allowance between Concessions 6 and 7, in the geographic township of Barton, as closed by City of Hamilton By-Law 72-167, registered as Instrument 253923AB designated as Parts 2 and 3 on Plan 62R-11800.

Parcel Block D-1, Section M-55, being all of Block D, Plan M-55, designated as Part 1 on Plan 62R-11800.

Parcels 444-2, 443-2, 442-2, 441-2, 440-1, 439-2, 434-3, Part Lot 433, Section M-130, being part of Lots 444, 443, 442, 441, 440, 439, 434 and 433, Plan M-130, designated as Parts 1, 4, 7, 10, 13, 16, 19 and 22 respectively on Plan 62R-12987.

Part of Lot 7, Plan M-72, designated as Part 1 on Expropriation Plan LT352042.

Part of the Road Allowance between Concessions 6 and 7 as closed by City of Hamilton By-Law 70-107, registered as Instrument 166562AB, and part of Lot 19, Concession 7, in the geographic township of Barton, designated as Parts 7, 8, 9, 10, 11 and 12 on Plan 62R-11800.

Parcel Block T-1, Section M-67, being all of Block W, Plan M-67, designated as Part 13, on Plan 62R-11800.

Parcel Block U-1, Section M-67, being all of Block U, Plan M-67, designated as Part 14, on Plan 62R-11800.

Parcel Block T-1, Section M-67, being all of Block V, Plan M-67, designated as Part 16, on Plan 62R-11800.

Parcel 20-7, Section Bar-7, being part of Lot 20, Concession 7, in the geographic township of Barton, designated as Part 1 on Plan 62R-11729.

Part of Lot 20, Concession 7, in the geographic township of Barton, designated as Parts 2 and 3 on Plan 62R-11729.

Part of Lot 21, Concession 7, in the geographic township of Barton, designated as Part 4 on Plan 62R-11729.

Parcel 21-3, Section Bar-7, being part of Lot 21, Concession 7, in the geographic township of Barton, designated as Part 6 on Plan 62R-11729.

All in the City of Hamilton.

Regional Municipality of Hamilton-Wentworth.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-065

BEING A BY-LAW TO AMEND BY-LAW R79-109, AS AMENDED,
REGIONAL ROADS 107, 116, 207 and 220
CITY OF HAMILTON AND TOWN OF ANCASTER

WHEREAS on the 5th day of June, 1979, the Council of The Regional Municipality of Hamilton-Wentworth ("Regional Council") passed and enacted By-law R79-109 to consolidate all by-laws with respect to roads included in the Regional road system;

AND WHEREAS subsection 23(2) of the Regional Municipalities Act, R.S.O. 1990, c. R.8, as amended, provides that the Regional Council may by by-law from time to time add roads to or remove roads from the Regional road system;

AND WHEREAS on the 7th day of November, 1995, the 2nd day of April, 1996 and the 17th day of June, 1997, the Council of The Regional Municipality of Hamilton-Wentworth did approve adding various roads to the Regional road system;

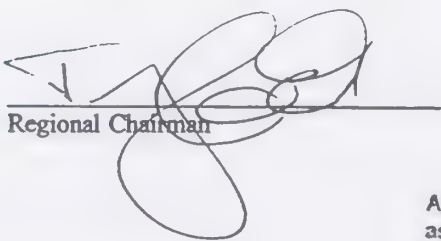
AND WHEREAS it is therefore necessary to further amend By-law R79-109, as amended, to add said roads to the Regional road system;

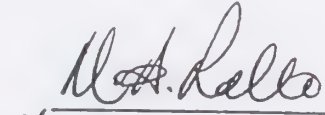
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That section 2 of By-law R79-109, as amended, be further amended by:
 - (a) adding thereto the plans numbered 107-1, 107-2, 107-3, 116-3 and 220-1; and
 - (b) deleting therefrom the plan numbered 207-1 and substituting therefor the plan numbered 207-2.
2. That Schedule "A" to By-law R79-109, as amended, is further amended by:
 - (a) adding thereto the plans numbered 107-1, 107-2 and 107-3, together attached hereto as Schedule "A", of the road to be known as part of Regional Road No. 107 (Lincoln M. Alexander Parkway, which for all purposes may also be referred to as "The LINC"), in the City of Hamilton;
 - (b) adding thereto the plan numbered 116-3, attached hereto as Schedule "B", of the road to be known as Regional Road No. 116 (Stone Church Road in the City of Hamilton);
 - (c) adding thereto the plan numbered 220-1, attached hereto as Schedule "C", of the road to be known as Regional Road No. 220 (Stone Church Road in the Town of Ancaster); and
 - (d) deleting therefrom the plan numbered 207-1 and substituting therefor the plan numbered 207-2, attached hereto as Schedule "D", of the road to be known as Regional Road No. 207 (Lincoln M. Alexander Parkway, which for all purposes may also be referred to as "The LINC"), in the Town of Ancaster.

3. That Schedules "A", "B", "C" and "D" attached to this by-law form part of this by-law.
4. That By-laws R95-106 and R96-022 are hereby repealed.
5. This by-law comes into force and effect on October 1, 1997.

PASSED AND ENACTED THIS 16TH DAY OF SEPTEMBER, 1997.


Regional Chairman


Regional Clerk

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-066

BEING A BY-LAW TO STOP UP AND CLOSE LIMERIDGE ROAD AT ITS
INTERSECTIONS WITH THE LINCOLN M. ALEXANDER PARKWAY
CITY OF HAMILTON

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under section 297 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, to pass by-laws to stop up and close any highway or part of a highway under its jurisdiction;

AND WHEREAS Limeridge Road, within the limits of the Lincoln M. Alexander Parkway, has been assumed by The Regional Municipality of Hamilton-Wentworth by by-law;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth requires that Limeridge Road at its intersections with the said Lincoln M. Alexander Parkway be closed to all traffic;

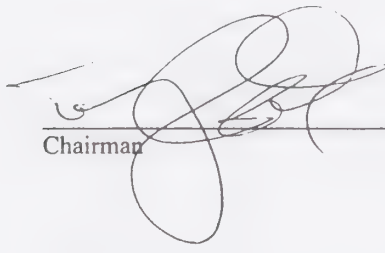
AND WHEREAS notice of this by-law has been published once a week for four successive weeks;

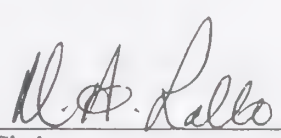
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Transportation Services Committee, has heard all persons who applied to be heard, whether in objection to or in support of this by-law;

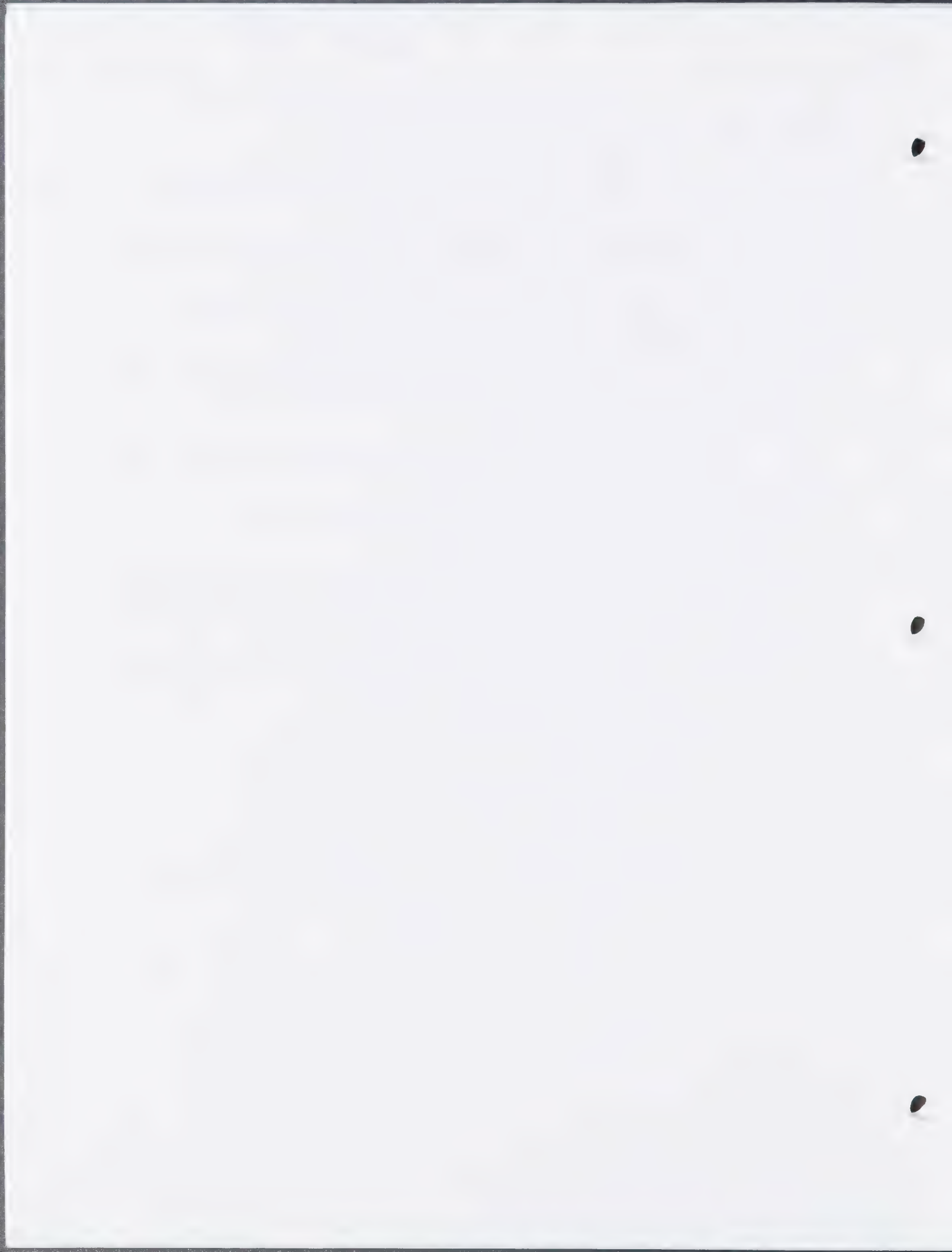
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Limeridge Road, in the City of Hamilton, at its intersections with the Lincoln M. Alexander Parkway on the east and west sides of each of Upper James Street, Upper Wentworth Street and Upper Gage Avenue, is hereby stopped up and closed to all traffic.
2. That the Regional Chairman and Regional Clerk of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement the stopping up and closure of Limeridge Road at its intersections with the Lincoln M. Alexander Parkway.
3. This by-law comes into force and effect on October 1, 1997.

PASSED AND ENACTED THIS 16TH DAY OF SEPTEMBER, 1997.


Chairman


Approved as to form
Legal Services
Clerk



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-067

BEING A BY-LAW TO AMEND
BY-LAW R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Part 1, Subsection 1.2.08 (Schedules), of By-law R89-038, as amended, is hereby repealed and the following is substituted therefor:-

"The Schedules attached to this by-law, numbered 1 to 57 inclusive, are included in and shall be considered part of this by-law".

2. Part 1, Section 1.2 (Interpretations), of By-law R89-038, as amended, is hereby further amended by adding thereto the following subsection, namely:-

"1.2.09 For the purposes of this by-law, the Lincoln M. Alexander Parkway may also be referred to as 'The LINC'."

3. Part 6, Section 6.1 (Pedestrians), of By-law R89-038, as amended, is hereby further amended by adding thereto the following subsection, namely:-

"6.1.08 Notwithstanding the other provisions of section 6.1 of this by-law, no pedestrian shall use or cross any highway or part of a highway described in Schedule 56, save and except that this prohibition shall not apply to:

- (a) Police Officers, fire fighters, ambulance attendants, By-law Enforcement Officers, or other emergency workers, in the performance of their duty; or

- (b) Employees of The Regional Municipality of Hamilton-Wentworth, the City of Hamilton, or the Town of Ancaster, in the performance of their duty; or,
- (c) Persons making use of the highway where such use is necessary because of an emergency.

Schedule 56 shall describe:

- (a) in column 1, the name of the highway or part of a highway;
- (b) in column 2, the point at which the prohibition commences; and,
- (c) in column 3, the point at which the prohibition terminates."

4. **Part 6, Section 6.2 (Bicyclists)**, of By-law R89-038, as amended is hereby further amended by adding thereto the following subsection, namely:-

"6.2.15 Notwithstanding the other provisions of section 6.2 of this by-law, no person shall ride a bicycle on or across any highway or part of a highway described in Schedule 57. Schedule 57 shall describe:

- (a) in column 1, the name of the highway or part of a highway;
- (b) in column 2, the point at which the prohibition commences; and,
- (c) in column 3, the point at which the prohibition terminates."

5. **Schedule 2 (Maximum Speed Limits on Certain Regional Roads)** of By-law R89-038, as amended is hereby further amended by adding to Section A. (HAMILTON) thereof the following item, namely:-

"107	Lincoln M. Alexander Parkway	City of Hamilton westerly limit	Dartnall Road	90."
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and by adding to Section B. (ANCASTER) thereof the following items, namely:-

"215	Mohawk Road	Filman Road	760 m. east of Filman Road	70
215	Mohawk Road	760 m. east of Filman Road	Highway 403	90
207	Lincoln M. Alexander Parkway	Highway 403	Town of Ancaster easterly limit	90."

and by deleting from Section B. (ANCASTER) thereof the following items, namely:-

"215	Mohawk Road	City of Hamilton westerly limit	The easterly limit of Reg. Rd. 260	60
215	Mohawk Road	The westerly limit of Highway 403	Filman Road	60."

6. **Schedule 20 (No Parking Areas)** of By-law R89-038, as amended, is hereby amended by adding thereto the following item, namely:-

"207	Lincoln M. Alexander Parkway	Highway 403	Town of Ancaster easterly limit	Anytime."
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and by adding to Part A thereof the following item, namely:-

"107	Lincoln M. Alexander Parkway	City of Hamilton westerly limit	Dartnall Road	Anytime."
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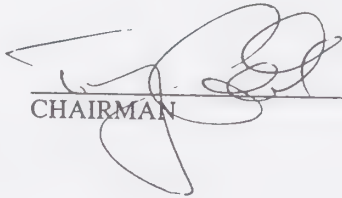
7. **Schedule 26 (Designated Traffic Lanes)** of By-law R89-038, as amended, is hereby further amended by adding thereto the following items, namely:-

"Reg. Rd. #215 (Mohawk Rd.)	Highway 403 west bound on ramp and 150 m. easterly	2nd lane from north curb	Anytime	Westerly to Southerly
Lincoln M. Alexander Parkway North Ramp	Reg. Rd. 215 (Mohawk Rd.) and 45 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly
Lincoln M. Alexander Parkway South Ramp	Garth and 30 m. westerly	2nd lane from north curb	Anytime	Easterly to Northerly
Lincoln M. Alexander Parkway North Ramp	Garth and 30 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly
Lincoln M. Alexander Parkway South Ramp	Upper James and 40 m. westerly	2nd lane from north curb	Anytime	Easterly to Northerly
Lincoln M. Alexander Parkway North Ramp	Upper James and 30 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly
Lincoln M. Alexander Parkway South Ramp	Upper Wentworth and 30 m. westerly	2nd lane from north curb	Anytime	Easterly to Northerly
Lincoln M. Alexander Parkway North Ramp	Upper Wentworth and 30 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly

Lincoln M. Alexander Parkway South Ramp	Upper Gage and 30 m. westerly	2nd lane from north curb	Anytime	Easterly to Northerly
Lincoln M. Alexander Parkway North Ramp	Upper Gage and 30 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly
Dartnall Road	Stone Church and 30 m. northerly	west curb	Anytime	Southerly to Westerly."

8. By-law R89-038, as amended, is hereby further amended by adding thereto Schedule 56 (Pedestrians Prohibited), as attached to this by-law.
9. By-law R89-038, as amended, is hereby further amended by adding thereto Schedule 57 (Bicycles Prohibited), as attached to this by-law.
10. That Schedules 56 and 57, attached to this by-law, form part of this by-law.
11. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.
12. This By-law comes into force and effect on October 1, 1997.

PASSED AND ENACTED this 16th day of September, 1997.


CHAIRMAN


CLERK

Approved
as to form

Legal
Services

SCHEDULE 56
TO BY-LAW R89-038
PEDESTRIANS PROHIBITED
Subsection 6.1.08

Highway

From

To

Lincoln M. Alexander
Parkway

Highway 403

Dartnall Road

SCHEDULE 57
TO BY-LAW R89-038
BICYCLES PROHIBITED
Subsection 6.2.15

Highway

From

To

Lincoln M. Alexander ,
Parkway

Highway 403

Dartnall Road

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-068

To confirm the proceedings of the Council at its meeting held on September 16, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

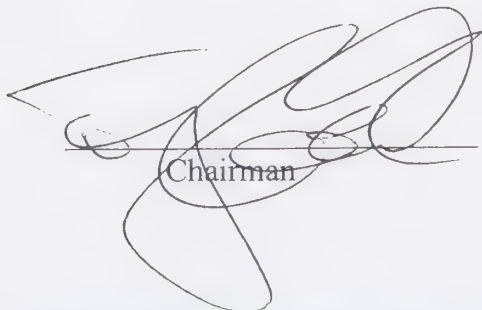
1. The Action of the Council at its meeting held on the 16th day of September, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

<u>NAME</u>	<u>NO.</u>
Chairman's Report	7-97
Administrative Services Committee Report	8-97
Economic Development and Planning Committee Report	8-97
Environmental Services Committee Report	7-97 as amended
Health and Social Services Committee Report	13-97
Transportation Services Committee Report	8-97 as amended
Finance Committee Report	8-97 as amended
Finance Committee Report	9-97
Independent Community Grants Committee Report	7-97

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 16th day of September, 1997.


Chairman


Clerk

1102
Economic Development and Planning Committee

Item 2 - Report 9-97

Authority: CM October 7, 1997

Bill 2663

AMENDMENT No. 5

TO

THE OFFICIAL PLAN FOR

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

October 1997

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-069

BEING A BY-LAW TO ADOPT AMENDMENT NO. 5 TO
THE OFFICIAL PLAN FOR THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ATTACHED TO AND FORMING PART OF REGIONAL BY-LAW NO. R94-053

The Council of the Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Section 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13, as amended, hereby enacts as follows:

1. THAT the attached hereto and so designated is hereby adopted as Amendment No. 5 to the Official Plan for the Regional Municipality of Hamilton-Wentworth.
2. THAT the Clerk of the Region is hereby directed to forward Amendment No. 5 to the Official Plan for the Regional Municipality of Hamilton-Wentworth to the Minister of Municipal Affairs and Housing for approval.
3. THAT the Official Plan attached to and forming part of By-law No. R94-053 is hereby amended by adding thereto the text attached hereto.
4. THAT this By-law shall come into force and take effect on the day of its final passing.

Passed and enacted this 7th day of October, 1997.


Chairman

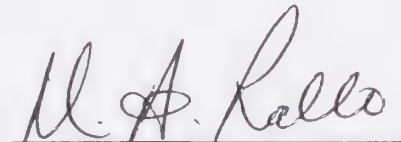

Clerk

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THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

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2. DETAILS OF THE AMENDMENT
3. SCHEDULES

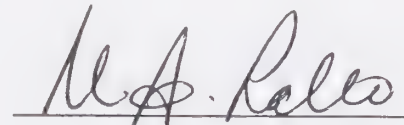
PART I - THE CERTIFICATION

AMENDMENT NO. 5

TO THE OFFICIAL PLAN FOR

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Amendment No. 5 to the Official Plan for the Regional Municipality of Hamilton-Wentworth, constituting the explanatory text, was prepared by the Regional Environment Department (Development Division) of the Regional Municipality of Hamilton-Wentworth and adopted by Regional Council by By-law No. R97-069 in accordance with Section 17 of the Planning Act, on the 7th day of October, 1997.


Chairman
Clerk

PART II - THE PREAMBLE

1. TITLE:

This Amendment shall be known as Amendment No. 5 to the Official Plan for the Regional Municipality of Hamilton-Wentworth.

2. COMPONENTS OF THIS AMENDMENT:

Only that part of this document entitled "Part III - The Amendment", comprising the attached , constitutes Amendment No. 5 to the Official Plan for the Regional Municipality of Hamilton-Wentworth.

3. PURPOSE OF THIS AMENDMENT:

This Amendment will modify the text of the Hamilton-Wentworth Official Plan to incorporate changes related to the Natural Heritage System, service extensions to the rural area, NEF lines around the Airport, communal services and potable water supply.

4. BASIS OF THIS AMENDMENT:

The major component of this general amendment is the introduction of the Natural Heritage System policies into the Natural Setting section of the Plan. These policies reflect the findings of the extensive Natural Heritage System study (formerly Greenlands Study) conducted by the Region.

Another revision involves a new policy to allow for the consideration of the extension of services to the rural area under stringent criteria to serve existing residences. The former ROP contained a similar policy and it has been determined that the flexibility it provided is needed in the new ROP to alleviate the need for additional site specific amendments to the Plan.

The remaining changes pertain to revision of the NEF lines which control development around the Airport to comply with provisions in the Provincial Policy Statement and finally, two minor changes to the policy on communal services for existing trailer parks and a policy on the prerequisite for a potable water supply for newly created lots in the rural area, which will provide for needed flexibility in the interpretation and practical application of these policies.

PART III - THE AMENDMENT

1. INTRODUCTION:

The whole of this part of the document entitled Part III - The Amendment, constitutes Amendment No. 5 to the Official Plan for the Regional Municipality of Hamilton-Wentworth.

2. DETAILS OF THE AMENDMENT:

TEXT CHANGE

The Official Plan for the Regional Municipality of Hamilton-Wentworth is amended by changing/adding the following:

(A) 1) Section B, Policy 10.1

Delete Policy and replace with "Co-operate with area municipalities, Conservation Authorities, community organizations and private property owners to identify appropriate opportunities for public access to lands within the Regional Natural Heritage System".

2) Delete Section C 1 in its entirety and replace with

" NATURAL SETTING - Preamble

There exists in Hamilton-Wentworth a system of natural areas of varying significance as well as locations where degraded natural habitat has the potential to be ecologically enhanced or restored. These interdependent areas are described as the Regional Natural Heritage System and are the focus of the resource protection policies that follow.

Hamilton-Wentworth's diverse natural features perform numerous ecological functions, essential to life processes including the conservation of biological diversity. These functions include: maintaining and improving air and water quality; controlling and mitigating the effects of erosion, sedimentation and flooding; and, providing habitat for a wide variety of plant and animal species. Natural features also provide many recreational, aesthetic and economic benefits to our human communities.

The Region's natural areas include such major landscape features as the Niagara Escarpment, Lake Ontario, Hamilton Harbour and Cootes Paradise, as well as a network of streams, wetlands,

waterbodies, forests, woodlots and other identified areas of natural and scientific interest. The Niagara Escarpment's designation as a World Biosphere Reserve by UNESCO in 1990 gives it international prominence. Other features are considered Provincially significant and subject to protective policies. In addition, certain designated areas are deemed Regionally significant and protected accordingly.

In the past, human activities which harvested vital elements of the natural setting tended to occur with little regard for cumulative, long term implications. New understanding of ecosystem function and the impacts of development allow us to manage our activities in such a way that the remaining natural areas are conserved or enhanced. Resource utilization of these natural areas should be carried out in a responsible manner, on the basis of sustainability.

1 RESOURCE PROTECTION

Future generations should not be deprived of opportunities to experience nature either through our decisions/actions or by neglecting our responsibilities for protecting, preserving and enhancing the interconnected system of natural features that exist in this Region. We are obliged to protect the natural functions which sustain life and upon which we rely for enjoyment, relaxation, and educational opportunities. To fulfil this obligation, the Region through policies in this Plan, as well as other actions and programs, is committed to the long term protection of the natural environment.

The policies in this Section are intended to conserve and enhance the system of interdependent natural areas found across the Region. These areas can be grouped into the most significant or natural core areas; linkages around and between the core areas and restoration opportunities. The latter are places where natural features have been seriously degraded but could be restored through community effort. Through its regulatory functions, its stewardship responsibilities and its role as a community partner the Region makes a major contribution to the protection of natural resources.

" 1.1 Regional Natural Heritage or Greenlands System

This first group of policies recognizes the overall system of natural areas in the Region and outlines a framework for appropriate actions by planning and resource management agencies as well as community groups. The remaining policies in Part C 1 address specific aspects of Natural Heritage System conservation.

The System includes the Region's aquatic features which deserve protection due to their importance in providing fish habitat and maintaining the quality of water resources. Measures include the protection and, where possible, the enhancement of fish and wildlife habitats associated with streams and lakes in this Region, in co-operation with the appropriate authorities and agencies.

In order to conserve and enhance the Natural Heritage System the Region will:

- a) Adopt the Natural Heritage System as the framework for conservation planning and management within this Region. The components of the system are Core Natural Areas, Linkages and Restoration Opportunities as defined in this Plan in D 11.
- b) Recognize the Greenlands System Criteria as approved by Regional Council as a guideline for identifying the components of the Natural Heritage System. The Criteria are contained in the Implementation Guide for this Plan.
- c) Maintain a natural areas database to support land use planning and resource management decision making.
- d) Confirm that where natural areas within the Natural Heritage System are privately owned nothing in this Plan supports unauthorized public use of these lands. Further, the no public agency is obliged to purchase lands identified as part of the System.
- e) Ensure that conservation measures will not interfere with or impede farming operations undertaken in a manner consistent with agricultural best practises.
- f) Require that existing natural areas within the Natural Heritage System (i.e. Core Natural Areas and Linkages) be identified and that appropriate policies for their conservation be developed in Area Municipal Official Plans, secondary or neighbourhood plans, watershed plans and other policy documents. Policies guiding the review of proposals for land use change contained in these documents will address mitigation of impacts and the opportunities for enhancement through conservation or restoration of habitat.
- g) In co-operation with Area Municipalities, Conservation Authorities, other relevant organizations and landowners, investigate the use of tree protection legislation to conserve woodlands deemed to be Regionally significant.
- h) Support use of innovative planning and design methods where such approaches are acceptable to approving authorities and will demonstrably conserve Core Natural Areas or Linkages.
- i) Encourage the Area Municipalities, Conservation Authorities, other agencies and community organizations to promote private land stewardship to conserve and restore natural areas.
- j) Support area municipalities, agencies, community organizations and private landowners in their efforts to protect and enhance the Natural Heritage System through non-regulatory approaches. These approaches may include acquisition, land trusts, use of conservation easements, assessment and property tax mechanisms and similar tools.

- k) Investigate the establishment of an Environmental Reserve Fund for the acquisition or conservation of natural areas.
- l) Prepare naturalization and conservation management programs for Regional land holdings including road rights-of-way and major facilities.
- m) Support further research to determine whether natural areas situated outside the boundaries of Environmentally Significant Areas satisfy the ESA criteria contained in this Plan.

1.2 Environmentally Significant Areas

The majority of features included within the Core Natural Areas grouping warrant protection from development. These areas are described as Environmentally Significant Areas. Environmentally Significant Areas (ESA) as defined in D-11 consist of areas which:

- serve an important ecological or biological function(s);
- exhibit rare or varied topography;
- contain rare or varied plant or animal species;
- provide habitat for rare species, including Areas of Natural or Scientific Interest (ANSI's as identified by the Province); or,
- have been designated as Provincially Significant Wetlands on the basis of the Provincial Policy Statement.

To protect natural features, the Region will:

- 1.2.1 Designate Environmentally Significant Areas as shown on Map No. 4.
- 1.2.2 Apply the following policies in assessing the merits of proposed changes in land use within and adjacent to Environmentally Significant Areas;
 - a) land use changes in or adjacent to Environmentally Significant Areas will only be permitted where, in addition to meeting other policies in this plan, such development:
 - i) will not adversely affect, degrade or destroy any of the qualities which are the basis for the area's designation;
 - ii) will not cause any significant impacts upon water quality and quantity; and,

- iii) will not adversely affect the implementation of any resource protection policies or plans.
- b) proposed changes will be referred to the Environmentally Significant Areas Impact Evaluation Group (ESAIEG) for review. ESAIEG will advise Regional Planning staff on whether the proposed changes satisfy the intent of Policy C 1.2.2.
- c) in assessing the appropriateness of the proposed change, the proponent may be required to submit an Environmental Impact Statement which may include plans/studies, environmental analyses, cumulative impact assessments, buffer requirements, or other associated documentation considered necessary by ESAIEG.
- d) land use changes will not be permitted within Provincially Significant Wetland Areas, as shown on Appendix Map No. 1, and as updated from time to time by the MNR. Development on land adjacent to a provincially significant wetland (land within 120 metres of a wetland area or lands connecting individual wetland areas within a wetland complex), with the exception of existing agricultural activities, will be prohibited unless it can be demonstrated through an Environmental Impact Statement, prepared in accordance with Provincial guidelines, that it does not result in any of the following:
 - i) loss of wetland functions;
 - ii) subsequent demand for future development which will adversely affect existing wetland functions;
 - iii) conflict with existing site-specific wetland management practices; and,
 - iv) loss of contiguous wetland area.
- e) where there is overlap between a Provincially Significant Wetland designation and another Environmentally Significant Area designation, the most restrictive policies will apply.
- f) draft Environmental Assessments, including draft Class Environmental Assessments, of planned public works proposed in Environmentally Significant Areas, may be referred to ESAIEG for technical comment.
- g) environmentally Significant Areas may be added or removed by amendment to this Plan.
- h) boundaries of Environmentally Significant Areas are general in nature and more precise boundaries may be defined in Area Municipal Official Plans and Secondary Plans without amendment to this Plan.

- i) for ESA #48 - Hamilton Harbour, specifically East Port and West Harbour areas, Environmental Impact Statements will not be required where comparable environmental assessments have been carried out.
- j) where an environmental assessment of a proposal is being carried out under federal or provincial environmental assessment processes, that assessment will be considered as fulfilling the Environmental Impact Statement requirements of this Plan.

1.2.3 Require Area Municipalities to:

- a) Designate Environmentally Significant Areas in their Official Plans, and include provisions to evaluate and mitigate impacts from adjacent uses;
- b) Zone designated Environmentally Significant Areas in land use classifications that recognize only existing uses, including agricultural uses and appropriate conservation activities.
- c) Consider placing Environmentally Significant Areas under site plan control in their Official Plan;
- d) Refer, through Regional Environment staff, proposed land use changes in these areas to the Regional ESAIEG for evaluation; and,
- e) Defer any decision on proposed changes until ESAIEG has considered the proposal.

1.3 Hazard Lands

Areas prone to flooding and steep slopes perform important ecological functions which may be undermined if these areas are developed. Structures in these areas are vulnerable to damage from periodic natural events which could endanger life and property. To protect these areas and minimize the risks associated with their development, the Region will:

- 1.3.1 Require the Area Municipalities to incorporate in their Official Plans, a map(s) showing Hazard Lands as defined and mapped by the Ministry of Natural Resources and/or the Conservation Authorities.
- 1.3.2 Require the Area Municipalities to have appropriate zoning for Hazard Lands which:
 - a) prohibit uses other than agriculture, conservation, forestry and wildlife management. Public or private parks, electric power facilities and other outdoor recreational uses may

be permitted provided that adjoining lands are not designated for agricultural purposes in an area municipal official plan.

- b) prohibit buildings or structures except where they are intended for flood or erosion control or are normally associated with protection works, bank stabilization projects, or electric power structures; and,
- c) impose building setbacks in relation to the severity of existing and potential environmental hazards.

1.4 Lake Ontario and Hamilton Harbour

The shoreline of Lake Ontario and Hamilton Harbour provides residents of Hamilton-Wentworth with ecological, economic, scenic, recreational, historical and cultural opportunities. These opportunities must be balanced in a way which minimizes negative impacts upon natural ecosystems, while providing opportunities for human use of the water and waterfront lands. In order to protect the shoreline, water quality and aquatic ecosystems, and improve access, the Region will:

- 1.4.1 Support the implementation of the Hamilton Harbour Remedial Action Plan and assess the implications of the Niagara River Remedial Action Plan process for the Welland River Watershed within Hamilton-Wentworth.
- 1.4.2 Require that the Cities of Hamilton and Stoney Creek give consideration to a variety of uses along Lake Ontario which also provide public access to the lakeshore.
- 1.4.3 When appropriate, require Area Municipalities to establish policies and provisions for development fronting on the lakeshore which:
 - i) provide setbacks adequate to address flooding and erosion concerns; and,
 - ii) ensure that shoreline protection works or lake fill meet the requirements of the Conservation Authorities and other relevant agencies.
- 1.4.4 Support the Fish and Wildlife Restoration Project in Hamilton Harbour and Cootes Paradise.
- 1.4.5 Participate with the Cities of Hamilton and Stoney Creek, the Hamilton Harbour Commissioners, the Provincial and Federal Governments, major landowners, and other agencies, to identify possible locations along the Hamilton Harbour and Lake Ontario shoreline, where visual and physical access can be established for public enjoyment.

1.5 Niagara Escarpment

The Niagara Escarpment is the most prominent natural feature that traverses the breadth of Hamilton-Wentworth. It provides a distinctive landscape and performs many ecological functions. The natural and physical features of the Escarpment should be protected through policies which apply to the physical features themselves and to a protective buffer. Therefore, the Region will:

- 1.5.1 Require all proposals for development within the Niagara Escarpment Plan Area, as shown on Maps No. 3, 3a and b, to meet the requirements of this Plan, the appropriate Area Municipal Official Plan, and Niagara Escarpment Plan. Where there is discrepancy between this Plan and the Niagara Escarpment Plan the most restrictive policies will prevail.
- 1.5.2 Permit only the following uses:
 - a) on lands designated as Escarpment Urban Area on Maps No. 3, 3a and ~~3b~~, a range of uses consistent with Policy C-3.1 of this Plan.
 - b) on lands designated as Escarpment Natural Area on Maps No. 3, 3a and 3b:
 - i) existing agricultural operations;
 - ii) single-family dwellings on lots that meet the requirements of the Regional Department of Health Services and created prior to approval of the Niagara Escarpment Plan, or created in accordance with Policy D-8.5;
 - iii) non-intensive recreation use such as nature viewing and trail activities;
 - iv) forest, wildlife and fisheries management activities;
 - v) archaeological activities;
 - vi) essential transportation and utility facilities;
 - vii) uses permitted in approved park plans; and,
 - viii) essential watershed management, flood and erosion control projects carried out and supervised by a public authority.

- c) on lands designated as Escarpment Protection Area on Maps No. 3, 3a and 3b:
 - i) a mobile dwelling accessory to an agricultural operation in accordance with policies of the Area Municipal Official Plans;
 - ii) uses permitted in C-1.5.2b; and,
 - iii) veterinary clinics;
- d) on land designated as Escarpment Rural Area on Maps No. 3, 3a and 3b:
 - i) uses permitted in 1.5.2b and c;
 - ii) animal kennels in conjunction with a single family dwelling;
 - iii) wayside pits or wayside quarries for municipal or provincial road construction purposes, subject to the Aggregate Resources Act and in accordance with Policy C-2.2.5; and,
 - iv) small scale commercial uses accessory to agricultural operations in accordance with Policy C-3.2.3.
- 1.5.3 Require that Area Municipalities minimize the impact, and further encroachments on the Escarpment environment in the Urban Areas located within the Niagara Escarpment Plan Area by:
 - a) requiring development design which is compatible with the visual and natural environment;
 - b) providing setbacks and screening adequate to minimize the visual impact of development on the Escarpment landscape; and,
 - c) prohibiting new lots in Escarpment Natural or Protection Areas unless such lot creation is for the purposes of correcting conveyances, enlarging existing lots or acquisition by a public body or authority.
- 1.5.4 Require that appropriate portions of the Winona Urban Area and the Rural Settlements of Greensville and Copetown, designated as minor urban areas on Map #3 and the Niagara Escarpment Plan, be subject to the following criteria:
 - a) development and growth shall not extend into the designated Escarpment Natural Area or Escarpment Protection Area;

- b) development and growth shall minimize land use conflicts and, where appropriate, incorporate adequate screening and/or setbacks to reduce visual impact on the Escarpment landscape; and,
- c) development and growth generally shall take place as a logical extension of existing development in the form of planning groups rather than linear or scattered development.

1.6 Parkway Belt West

The Parkway Belt West Plan provides a system of linked natural areas and protected utility corridors which originates in Dundas and runs through the Regions of Halton, Peel and York. To protect the lands in Hamilton-Wentworth which form part of this system, the Region will:

- 1.6.1 Apply the provisions of the Parkway Belt West Plan to development of lands that are identified on Map No. 2. In the case of discrepancy between the Parkway Belt West Plan and this Plan, the Parkway Belt West Plan, as may be amended from time to time, will prevail."

- 3) Section C, Policy 4.3.1.12 d)
Delete Policy and replace with "use of the rights-of-way as a location for trees and plants in order to reduce dust movement, improve air quality and enhance or restore natural habitat; and,"
- 4) Section D, Policy 5.1 c)
Delete reference to Policy D-11.17
- 5) Section D, Policy 8.3 1 c)
Delete the words "...under Policy D 11.19 in this Plan"
- 6) Section D 11
Delete individual numbering of definitions in Section D 11. Definitions will continue to be arranged in alphabetical order.
- 7) Section D 11
Delete the definition of Forests and Woodlots

8) Section D 11

Insert the following new definitions into Section D 11 according to their alphabetical order.

"Adjacent

Adjoining or near enough to an Environmentally Significant Area (ESA) or Core Natural Area that changes in land use could generate one or more of the following impacts within the ESA or Core Natural Area:

- alterations to hydrological or hydrogeological regimes
- clearing of existing vegetation through removal or windthrow
- erosion or sedimentation
- substantial disruption of existing natural linkages or habitat of significant species

Conservation

Ensuring the long term ecological integrity of natural areas and resources. This may be achieved through various management policies, regimes and techniques including preservation, mitigation of negative impacts and sustainable use of resources.

Fish Habitat

The spawning grounds and nursery, rearing, food supply and migration areas on which fish depend directly or indirectly in order to carry out their life processes. Fish means fish, shellfish, crustaceans, and marine animals, at all stages of their life cycles.

Private Land Stewardship

The appreciation and responsible use of the natural environment by landowners who respect natural ecosystems and the interconnectiveness of land, water, plants and humans and who recognize their role as a "custodian" in protecting, conserving and where possible enhancing the natural environment.

Regional Natural Heritage System

An inter-related system of natural areas and features of varying ecological significance within the Hamilton-Wentworth Region. Areas or features included in the system may be designated or regulated by Provincial or Regional Policy. The areas fall into one of the following categories.

a) Core Natural Areas - Are the most significant areas within the Natural Heritage System in terms of biodiversity, productivity and hydrological functions. They are given priority in terms of conservation policy and management.

b) Linkages - Are watercourses or naturally vegetated areas that border or connect Core Natural Areas and provide ecological functions such as passage, feeding, shelter, hydrological flow, or buffering from adjacent impacts. Their conservation will protect and enhance Core Natural Areas.

c) Restoration Opportunities - Are vacant or available lands or watercourses where natural habitat is altered, degraded or destroyed. With proper habitat restoration and conservation management these areas may function as Linkages.

A detailed description of the types of features in these categories reference should be made to the Natural Heritage System Criteria as approved by Council. (Refer to Implementation Guide for this Plan).

Restoration

The process of altering a site to reestablish a defined, indigenous, historic ecosystem. The goal is to emulate the structure, function, diversity and dynamics of the specified ecosystem in an relatively undisturbed state.

Woodlands

Treed areas comprised of different tree species, shrubs, ground vegetation and soil complexes that provide environmental and economic benefits such as erosion prevention, water retention, provision of habitat, recreation and sustainable harvest of woodland products. Woodlands include treed areas, woodlots or forested areas and vary in their level of significance. Christmas tree plantations, nurseries and orchards are excluded from this definition. **Regionally Significant Woodlands** are those which satisfy the definition of Regionally Significant Woodlands contained in the Natural Heritage System Criteria. They are considered Core Natural Areas and will be given priority in conservation planning and private land stewardship initiatives. Other woodlands may be significant at a local scale."

9) Add Appendix Map No.3 showing the Natural Heritage System.

(B) Add a new policy C 4.2.1.2 (a)

"Consider extension of and/or connections to municipal services to service existing uses in the Rural Area, only where:

- i) the lands front onto rural/urban boundary roads;
- ii) the area being serviced would remain designated rural in the ROP;

- iii) the provision of services will not result in pressure to expand the urban area and the presence of municipal services cannot be used as justification for the expansion of existing uses or new development in the Rural Area;
- iv) water/sewer services will be sized to facilitate only the equivalent of one single family residential connection;
- v) sufficient supply and capacity are available;
- vi) in the case of servicing extensions, the rural side of the road forming the rural/urban boundary is essentially developed with little or no opportunity for additional or in-depth development and the extension is not considered premature in relation to the timing of development within the nearby urban area; and,
- vii) the provision of services is based on full cost recovery from the benefitting parties.

Modify policy C 4.2.1.2 by changing the wording to read:

"... except under Policy C 3.1.2.9 and Policy C 4.2.1.2 (a) and/or except"

- (C) Revise policy C 4.3.5.3 by replacing "Federal Department of Transport" with the term "Transport Canada" and add the words "and Housing" to the phrase Provincial Ministry of Municipal Affairs. In section (a) replace the reference to "35 NEF" with "30 NEF" and add after the words ... at 30 NEF or greater, " except where the lands are currently designated Urban and subject to the provisions of the Provincial Policy Statement, as amended from time to time".
- (D) In the second last paragraph of policy C 3.2.2.8 change "will be" to " may be"
- (E) The final sentence of policy D 8.2.1 is revised by removing the word "ground".

Authority: Item 1, Administrative Services
Committee Report 9-97
CM: October 7, 1997

BILL NO.: 2664

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-070

To exempt the occupiers of certain shops from the provisions
of the Regional Store Closing By-law No. R79-202.

WHEREAS By-law R83-043 provides for the application and exemption of store hours from
Regional By-law R79-202.

WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has
been recommended by the Regional Administrative Services Committee that such shops be
exempt from the store closing hours on the dates and at the times indicated.

NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth
ENACTS AS FOLLOWS:

1. That the occupiers of the shops named on Schedule "A" attached to this By-law are
hereby exempt from the closing provisions of Section 2(1) (b) of Regional By-law No.
R79-202 and may remain open for business on the dates and at the times indicated.
2. That all other provisions of Regional By-law No. R79-202 are to remain in full force and
effect for the shops described in Schedule "A" of this By-law.

PASSED AND ENACTED this 7th **day of** October **, 1997.**


Chairman


Clerk

(2)

SCHEDULE "A"

TO BY-LAW NO. R97-070

That the following retail shop(s) in the **Area Municipality of Hamilton** be exempted from Regional By-law No. R79-202 for the purpose of holding a special sale on the date(s) and at the time(s) indicated:

1. **HAMILTON** Friday, December 5, 1997
 9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Mountain Plaza Mall

661 Upper James St.

AllTech Electronics
ALNC Computer
Bell Mobility
Big K Music
Bi-way
Black's Camera
Book Factory
Buck or Two
Bulk Barn
Buskins Shoes
C & D Flowers
C & D Jewellery
Caliga Shoes
Chelsea
China Kiki
Christian Bookstore
Cigars Galore
Cobblers Bench
Copy Machine
Crazy Lees
Denim Hut
Dukey 8 Lotto
Dutch Toko
Eye Society
Gateway Newstand

(3)

HAMILTON

Friday, December 5, 1997
9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Mountain Plaza Mall - cont'd

661 Upper James St.

Gitas Fashions
Hair Works
Hallmark Cards
Heroes "N" Legends
Hilltop Restaurant
Hummingbird Jewellers
Cleo
Joggers
Kahl's Donair
Labijou Ladies Access.
Jessamin
M&B Vacuum
Market Place
Marlin Travel
Mighty Bargains
Mountain News
Moore's
Mtn. Electronics
New Frontier
Pasta Bella
Personal Communications
Picture & Carpet
Radio Shack
Research House
Reitman's
Rent-A-Centre
Roarr Store
Salon Dior
Schillings Gifts
Shoppers Drug Mart
Smart Set
Sooter's
Studio Ritz

(4)

HAMILTON

Friday, December 5, 1997
9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Mountain Plaza Mall - cont'd

661 Upper James St.

Subway
Super Star
T & G Restaurant
T.C.B.Y.
Thumpers
Tim Hortons
Time Centre
Top Fashions
Toys & Things
Treats
Upper Canada Tool
Valentino's
Vlasta's
Well Done Furniture
Wal-Mart
Wine Rack
Zak's Deli

2. **HAMILTON**

Friday, December 5, 1997
9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Hamilton Eaton Centre

77 James St. N.

Eatons Department Store
A & W
Alia
Battery Plus

(5)

HAMILTON

Friday, December 5, 1997
9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Hamilton Eaton Centre - cont'd

77 James St. N.

The Body Shop
Bread & Bowl
Chester Fried Chicken
Compucentre
(Off Broadway) D'Allaird's
Eddie Bauer
Edo Japan
Enchante Perfumes
Fairweather
Furnishings
The Gap
HMV
House of Watch & Clocks
Info Place
Jewels by Koby
La Senza
Le Chateau
Le Salon
Lenscrafters
Manchu Wok
McMaster Sports
Moda Classica
Montano Shoes
Mr. Submarine
Needle 'N Thread
Northern Reflections
Second Cup
Silver Dollar
Site of the Green
Stars
Stokes
Studio Wear
Sunglass Hut

(6)

HAMILTON

Friday, December 5, 1997
9:00 p.m. to 11:59 p.m.

and

Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

Hamilton Eaton Centre - cont'd

77 James St. N.

Super Star
Suzy Shier
Tip Top Tailors
Toby Toys Educational
Uneek
Your Expression

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97- 071

BEING A BY-LAW TO CLOSE AND SELL
PART OF THE RED HILL CREEK EXPRESSWAY AND GOLF LINKS ROAD
TOWN OF ANCASTER

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth ("Region") is empowered under subsection 32(1) of the Regional Municipalities Act, R.S.O. 1990, c. R.12, and section 297 of the Municipal Act, R.S.O. 1990, M. 45, as amended, to stop-up, close and sell any highway or part of a highway;

AND WHEREAS the Council of the Region, in approving of Item 31 of Report 5-97 of the Transportation Services Committee on May 6, 1997, authorized the stopping up and closing of part of the Red Hill Creek Expressway and Golf Links Road, being Parts 2, 3 and 4 on Plan 62R-14090;

AND WHEREAS the Council of the Region, in approving of Item 11.12 of the Council Agenda on August 21, 1997, authorized the sale of said portions of Golf Links Road and the Red Hill Creek Expressway, being Parts 2, 3 and 4 on Plan 62R-14090, along with other lands, to 752401 Ontario Inc. for the sum of \$65,590.00;

AND WHEREAS the Region, as the owner of Parts 2, 3 and 4 on Plan 62R-14090, has published notice of the Region's intention to pass this by-law as required by section 300 of the said Municipal Act;

AND WHEREAS the Council of the Region, through its Transportation Services Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

NOW THEREFORE, the Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

1. That part of the Red Hill Creek Expressway described as:

Part of Parcel 50-2, Section Ancaster 2(c), being part of Red Hill Creek Expressway as established by Regional By-law R92-013, registered as Instrument No. LT317408, in Lot 53, Concession 2, geographic Township of Ancaster, designated as Part 2 on Plan 62R-14090, Town of Ancaster, Regional Municipality of Hamilton-Wentworth,

is hereby stopped up and closed.

2. That part of Golf Links Road described as:

Part of the Road Allowance between Concession 2 and 3, in the geographic Township of Ancaster, designated as Part 3 on Plan 62R-14090, Town of Ancaster, Regional Municipality of Hamilton-Wentworth,

is hereby stopped up and closed.

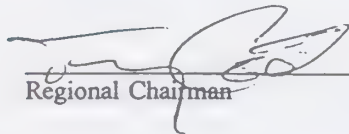
3. That part of Golf Links Road described as:

Parcel 52-2, Section Ancaster 3(c), being part of Golf Links Road as widened by Instrument No. 307975LT in part of Lot 53, Concession 3, geographic Township of Ancaster, designated as Part 4 on Plan 62R-14090, Town of Ancaster, Regional Municipality of Hamilton-Wentworth,

is hereby stopped up and closed.

4. That the soil and freehold in the said parts of the Red Hill Creek Expressway and Golf Links Road, hereby stopped up and closed, along with other lands be sold to 752401 Ontario Inc., as approved by the Council of the Region on August 21, 1997 in adopting Item 11.12 of the Council Agenda, for the sum of \$65,590.00.
5. This by-law comes into force and effect on the day of registration in the Land Registry Office for the Land Titles Division of Wentworth (No. 62).

PASSED AND ENACTED this 7th day of October, 1997.


Regional Chairman


Regional Clerk

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BILL NO. 2666

BY-LAW NO. R97-072

BEING A BY-LAW TO EXPROPRIATE THE FOLLOWING LANDS:

- PIN 17294-0252(R). PART OF LOT 29, CONCESSION 1, IN THE GEOGRAPHIC TOWNSHIP OF SALTFLEET, DESIGNATED AS PART 1, ON PLAN 62R-14202, BEING ALL OF THE PIN, KNOWN MUNICIPALLY AS 477 NASH ROAD NORTH, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF ROAD WIDENING AND RECONSTRUCTION

WHEREAS Section 136(1) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, incorporates by reference Part XIII of the Municipal Act, R.S.O. 1990, Chapter M.45, which includes Section 191 which empowers the Council of a municipal corporation to pass by-laws for expropriating land required for the purposes of the corporation;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, made application to the Council of The Regional Municipality of Hamilton-Wentworth on the 15th day of July, 1997 for approval to expropriate the following lands:

- PIN 17294-0252(R). PART OF LOT 29, CONCESSION 1, IN THE GEOGRAPHIC TOWNSHIP OF SALTFLEET, DESIGNATED AS PART 1, ON PLAN 62R-14202, BEING ALL OF THE PIN, KNOWN MUNICIPALLY AS 477 NASH ROAD NORTH, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF ROAD WIDENING AND RECONSTRUCTION

being the lands described in Schedule "A" attached hereto (and forming part of this by-law) in accordance with the Expropriations Act, R.S.O. 1990, Chapter E.26;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, did serve a Notice of the said Application for Approval to Expropriate upon each registered owner of the said lands and did publish a Notice of the Application for Approval to Expropriate in the Hamilton Spectator, a newspaper having general circulation in the Regional Municipality of Hamilton-Wentworth, in accordance with the Expropriations Act;

AND WHEREAS no request for an Inquiry Hearing was made by any of the owners of the lands described in Schedule "A" attached hereto, and accordingly no Inquiry Hearing has been held;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, as approving authority, deems it expedient to grant the Application to Expropriate the said lands.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

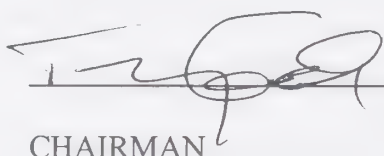
1. That, as approving authority under the Expropriations Act, the said Application for Approval to Expropriate the lands more particularly described in Schedule "A" attached hereto (and forming part of this by-law), made by The Regional Municipality of Hamilton-Wentworth as expropriating authority, be and the same is hereby granted and the said lands being:

- PIN 17294-0252(R). Part of Lot 29, Concession 1, in the geographic Township of Saltfleet, designated as Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth (No.62) as 62R-14202, being ALL of the PIN, known municipally as 477 Nash Road North; CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

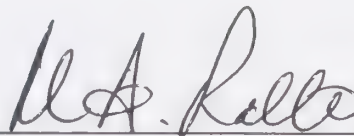
are hereby expropriated for the purposes of Road Widening and Reconstruction.

2. That the Regional Chairman, Regional Clerk and the proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this By-Law and this authority shall include the taking of all necessary proceedings to enter and to take possession of the lands hereby expropriated.

PASSED and ENACTED this 7th day of October, 1997.



CHAIRMAN



D/CLERK

Approved
as to form

Legal
Services

SCHEDULE A TO BY-LAW NO. R97-072

ALL AND SINGULAR those lands and premises located in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and the Province of Ontario being composed of Part of Lot 29, Concession 1, in the geographic Township of Saltfleet, designated as Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62) as Plan 62R-14202, being ALL of PIN 17294-0252(R).



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BILL NO. 2667

BY-LAW NO. R97-073

BEING A BY-LAW TO EXPROPRIATE THE FOLLOWING LANDS:

- ALL OF LOT 4 AND PART OF LOTS 3 AND 5, REGISTERED PLAN 566,
DESIGNATED AS PART 3, ON PLAN 62R-13873, BEING PART OF
PIN 17075-0112 KNOWN MUNICIPALLY AS PART OF 27 INGLEWOOD
DRIVE, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH, FOR THE PURPOSE OF RECONSTRUCTION
AND WIDENING OF JAMES MOUNTAIN ROAD, FROM GATEVIEW DRIVE
TO INGLEWOOD DRIVE

WHEREAS Section 136(1) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8,
incorporates by reference Part XIII of the Municipal Act, R.S.O. 1990, Chapter M.45, which
includes Section 191 which empowers the Council of a municipal corporation to pass by-laws for
expropriating land required for the purposes of the corporation;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, made application to the Council of The Regional Municipality of Hamilton-Wentworth on the 6th day of February, 1996 for approval to expropriate the following lands:

- ALL OF LOT 4 AND PART OF LOTS 3 AND 5, REGISTERED PLAN 566, DESIGNATED AS PART 3, ON PLAN 62R-13873, BEING PART OF PIN 17075-0112, KNOWN MUNICIPALLY AS PART OF 27 INGLEWOOD DRIVE, CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF RECONSTRUCTION AND WIDENING OF JAMES MOUNTAIN ROAD, FROM GATEVIEW DRIVE TO INGLEWOOD DRIVE

being the lands described in Schedule "A" attached hereto (and forming part of this by-law) in accordance with the Expropriations Act, R.S.O. 1990, Chapter E.26;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, did serve a Notice of the said Application for Approval to Expropriate upon each registered owner of the said lands and did publish a Notice of the Application for Approval to Expropriate in the Hamilton Spectator, a newspaper having general circulation in the Regional Municipality of Hamilton-Wentworth, in accordance with the Expropriations Act;

AND WHEREAS no request for an Inquiry Hearing was made by any of the owners of the lands described in Schedule "A" attached hereto, and accordingly no Inquiry Hearing has been held;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, as approving authority, deems it expedient to grant the Application to Expropriate the said lands.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

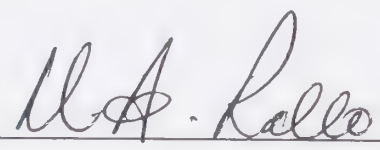
1. That, as approving authority under the Expropriations Act, the said Application for Approval to Expropriate the lands more particularly described in Schedule "A" attached hereto (and forming part of this by-law), made by The Regional Municipality of Hamilton-Wentworth as expropriating authority, be and the same is hereby granted and the said lands being:

- All of Lot 4 and Part of Lots 3 and 5, Registered Plan 566, designated as Part 3, on Plan 62R-13873, being Part of PIN 17075-0112 deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62), and known municipally as Part of 27 Inglewood Drive; CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH are hereby expropriated for the purposes of Road Widening and Reconstruction.

2. That the Regional Chairman, Regional Clerk and the proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this By-Law and this authority shall include the taking of all necessary proceedings to enter and to take possession of the lands hereby expropriated.

PASSED and ENACTED this 7th day of October, 1997.


CHAIRMAN


CLERK

Approved
as to form
PFR
Legal
Services

SCHEDULE "A" TO BY-LAW NO. R97-073

ALL AND SINGULAR those lands and premises located in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and the Province of Ontario being composed of All of Lot 4 and Part of Lots 3 and 5, Registered Plan 566, designated as Part 3 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62) as Plan 62R-13873, being Part of PIN 17075-0112.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-074

BEING A BY-LAW FOR THE WIDENING OF STONE CHURCH ROAD
IN THE CITY OF HAMILTON

WHEREAS Stone Church Road in the City of Hamilton, in the Province of Ontario, is a Regional road;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under section 32 of the Regional Municipalities Act, R.S.O. 1990, c. R.8, as amended, and section 297 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, to pass by-laws for the widening of any highway or part of a highway;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth is the owner of the lands shown as Part 15 on Plan 62R-8726, said lands to be used for the purposes of widening Stone Church Road, in the City of Hamilton;

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the Regional road of Stone Church Road, in the City of Hamilton, is hereby widened by incorporating the following lands therein:

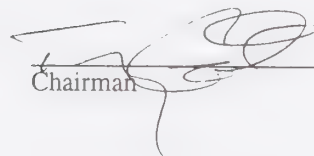
Part of Lot 14, Concession 7 in the geographic Township of Barton, designated as Part 15 on Plan 62R-8726.

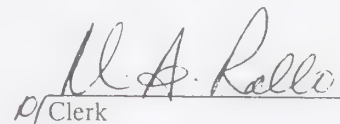
City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. That this by-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED THIS 7th DAY OF October, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-075

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 17 (Parking Meter Locations)** of said By-law is hereby amended by adding to **Part 2(a)** thereof the following items, namely:-

"King	North	John to Mary
John	West	King to King William
Main	North	John to Walnut
James	Both	King William to York/Wilson."

and by adding to **Part 3(a)** thereof the following items, namely:-

"King	North	Wellington to Mary
James	Both	King to King William."

and by adding to **Part 4(a)** thereof the following items, namely:-

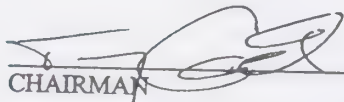
"John	West	King William to Rebecca
Main	North	Walnut to Spring."

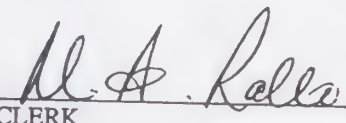
4. Schedule 51 (Bicycle Lanes) of said By-law is hereby amended by adding thereto the following item, namely:-

"Golf Links	west limit Highway	North curb	Anytime	Westbound."
	403 overpass to	lane		
	Kitty Murray Lane			

5. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED AND ENACTED this 7th day of October 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-076

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 8 (One Way Streets)** of said By-law is hereby amended by adding thereto the following items, namely:-

"King	Westerly	Delta	Breadalbane
King	Westerly	Macklin	Centre street line of Paradise."

and by deleting therefrom the following item, namely:-

"King	Westerly	Delta	Centre street line of Paradise."
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2. **Schedule 11 (No Right Turn on Red Light)** of said By-law is hereby amended by adding thereto the following item, namely:-

"King	Westerly	Macklin	Anytime."
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3. **Schedule 26 (Designated Traffic Lanes)** of said By-law is hereby amended by adding thereto the following items, namely:-

"King	Breadalbane and Macklin	1st lane from south curb	Anytime	Westerly
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King	Breadalbane and Macklin	2nd lane from south curb	Anytime	Westerly
King	Breadalbane and Macklin	3rd lane from south curb	Anytime	Westerly
King	Breadalbane to Highway 403 West off ramp	4th lane from south curb	Anytime	Westerly
King	Breadalbane to Highway 403 East off ramp	5th lane from south curb	Anytime	Westerly."

4. Schedule 51 (Bicycle Lanes) of said By-law is hereby amended by adding thereto the following items, namely:-

"King	Breadalbane to Macklin	north curb lane	Anytime	Westbound
King	Breadalbane to Macklin	2nd lane from north curb	Anytime	Eastbound."

5. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED AND ENACTED this 7th day of October 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-077

BEING A BY-LAW TO ESTABLISH AND LAY OUT CERTAIN LANDS AS PART
OF THE LINCOLN M. ALEXANDER PARKWAY
CITY OF HAMILTON

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under section 31 of the Regional Municipalities Act, R.S.O. 1990, c. R.8, as amended and section 297 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, to pass by-laws for establishing and laying out of new roads;

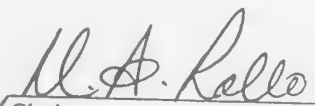
AND WHEREAS at its meeting of June 17, 1997, the Council of The Regional Municipality of Hamilton-Wentworth did authorize the enactment of a by-law establishing and laying out various lands in the City of Hamilton, in the Province of Ontario, as part of the Lincoln M. Alexander Parkway;

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the lands set out in Schedule "A" attached hereto are hereby established and laid out as a public highway to form part of the Lincoln M. Alexander Parkway, which for all purposes may also be referred to as "The LINC".
2. That the Commissioner of Transportation for The Regional Municipality of Hamilton-Wentworth, or his or her duly authorized agent, is hereby authorized to open the said lands as a public highway.
3. That all noise abatement works constructed on the untravelled portion of the Lincoln M. Alexander Parkway are hereby authorized.
4. That Schedule "A" attached hereto forms part of this By-law.
5. That By-law R97-064 is hereby repealed.
6. That this By-law comes into force and effect on the day of registration in the Land Registry Office for the Registry Division and the Land Titles Division of Wentworth (No. 62).

PASSED AND ENACTED THIS 7TH DAY OF OCTOBER, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

SCHEDULE "A"

LAND DESCRIPTION

LINCOLN M. ALEXANDER PARKWAY

Being part of Lot 3, Concession 7, in the geographic township of Barton, designated as Part 18, on Plan 62R-11426, save and excepting part of said Lot 3, designated as Part 1 on Plan 62R-14080; part of Lot 4, Concession 7 designated as Parts 1 and 2 on Plan 62R-12792, and Part 3 on Plan 62R-11676; part of Lots 3 and 4, Concession 7, designated as Part 2 on Plan 62R-11426.

Parcel 3-6, Section Bar-7, being part of Lot 3, Concession 7, in the geographic township of Barton, designated as Part 16, on Plan 62R-11426.

Being part of the Road Allowance between Lots 2 and 3, Concession 7, in the geographic township of Barton, designated as Parts 6 and 8, on Plan 62R-11426.

Being part of Lot 2, Concession 7, in the geographic township of Barton, designated as Part 13, on Plan 62R-11426.

Being part of Lot 2, Concession 7, in the geographic township of Barton, designated as Parts 9 and 10, on Plan 62R-11426.

Being part of Lots 1 and 2, Concession 7, in the geographic township of Barton, designated as Part 8, being part of Lots 1 and 2; Parts 2, 9 and 10, being part of Lots 2, on Plan 62R-10837.

Being part of Lot 1, Concession 7, in the geographic township of Barton, designated as Part 2, on Plan 62R-11217.

Being part of Lot 34, Concession 7, in the geographic township of Saltfleet, designated as Parts 6 and 7, on Plan 62R-11328.

Parcel Block J-1, Section M-112, being all of Block J on Plan M-112, designated as Part 4 on Plan 62R-11676 and Part 5 on Plan 62R-11687.

Part of Lot 6, Concession 7, in the geographic township of Barton, designated as Parts 4 and 7 respectively on Plan 62R-11687.

Part of Lot 6, Concession 6, in the geographic township of Barton, designated as Parts 1 and 20 on Plan 62R-11687.

Parcel 5-6, Section Bar-6, being part of Lot 6, Concession 6, in the geographic township of Barton, designated as Part 2 on Plan 62R-11687.

Parcel Plan-4, Section M-187, being all of Blocks A&B on Plan M-187, designated as Part 9 on Plan 62R-11687.

Parcel Block C-1, Section M-187, being all of Block C on Plan M-187, designated as Part 10 on Plan 62R-11687.

Parcel Plan-4, Section M-187, being all of Block D on Plan M-187, designated as Part 12 on Plan 62R-11687.

Part of Lot 7, Concession 7, in the geographic township of Barton, designated as Part 13 on Plan 62R-11687.

Parcel Block H-1, Section M-177, being all of Block H, on Plan M-177, designated as Part 14, on Plan 62R-11687.

Part of Lots 7 and 8, Concession 7, in the geographic township of Barton, designated as Parts 15 and 16 on Plan 62R-11687 and Parts 2, 4 and 5 on Plan 62R-11686.

Part of Lot 7, Concession 6, in the geographic township of Barton, designated as Part 18 on Plan 62R-11687.

Parcel 9-3, Section Bar-7, being part of Lot 9, Concession 7, in the geographic township of Barton, designated as Part 7 on Plan 62R-11686.

Part of Lot 10, Concession 6, in the geographic township of Barton, designated as Parts 16 and 23 on Plan 62R-11742.

Parcel 9-3, Section Bar-7, being part of Lot 10, Concession 7, in the geographic township of Barton, designated as Part 15, on Plan 62R-11742.

Parcel 9-21, Section Bar-7, being part of Lot 10, Concession 7, in the geographic Township of Barton, designated as Part 22, on Plan 62R-11742.

Part of Lot 10, Concession 7, in the geographic township of Barton, designated as Parts 12, 14, 17, 18 and 21 on Plan 62R-11742, and Part 3 on Plan 62R-12601.

Part of Lot 11, Concession 7, in the geographic township of Barton, designated as Parts 5, 9, 10, 11 on Plan 62R-11742.

Part of Lot 11, Concession 7, in the geographic township of Barton, designated as Part 24 on Plan 62R-11742.

Parcel 11-3, Section Bar-7(c); being part of Lot 11, Concession 7, in the geographic township of Barton, designated as Part 6 on Plan 62R-11742.

Part of Lot 11, Concession 7, in the geographic township of Barton, designated as Part 7, on Plan 62R-11742.

Part of Lot 12, Concession 7, in the geographic township of Barton, designated as Part 1 on Plan 62R-11737.

Part of Lot 13, Concession 7, in the geographic township of Barton, designated as Parts 7, 11, 13 and 14 on Plan 62R-11737, and Parts 1 and 3 on Plan 62R-13273, save and excepting part of said Lot 13, designated as Part 1 on Plan 62R-14144.

Part of Lot 14, Concession 7, in the geographic township of Barton, designated as parts 16, 17, 19, 20, 23, 24, 25 and 27 on Plan 62R-11928.

Parcel Block 13-2, Section 62M-724, being part of Block 13, Plan 62M-724, designated as Part 1 on Plan 62R-12559.

Parcel Block 12-2, Section 62M-724, being part of Block 12, Plan 62M-724, designated as Parts 1 and 2 on Plan 62R-12561.

Parcel Block 26-1, Section 62M-724 being Part of Block 26, Plan 62M-724, designated as Part 1 on Plan 62R-13803.

Part of Lot 13, Concession 7, in the geographic township of Barton, designated as Part 2 on Plan 62R-13803.

Part of Lot 13, Concession 7, in the geographic township of Barton, designated as Parts 3 and 4 respectively on Plan 62R-13803.

Parcel 12-5, Section Bar-7(c), being part of Lot 12, Concession 7 in the geographic Township of Barton, designated as Part 1 on Plan 62R-12878.

Part of Lots 5 and 6, Registered Plan 292, designated as Parts 1, 2, 3 and 4 on Plan 62R-11928 and part of Lots 1, 2, 3, 4, 5, 6, 7, 8 and part of Reserve for Street, Registered Plan 696 designated as Parts 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 on Plan 62R-11928.

Part of Lot 73, Registrar's Compiled Plan 1469 designated as part 28 on Plan 62R-11928.

Part of Lots 13, 15, 16, 17, 18, 21, 22, 23, 24, 25, 26 and 27, Registered Plan 695, designated as Parts 30, 31, 32, 34, 35, 36, 37, 38, 39, 41, 43, 47, 61 and 62 on Plan 62R-11928.
Part of Lot 19, Registered Plan 695, designated as Part 5 on Plan 62R-13966.

Part of Lot 73, Registrar's Compiled Plan 1469 designated as Part 1 on Plan 62R-14111.

Part of Lot 16, Concession 7, in the geographic Township of Barton, designated as Part 3 on Plan 62R-13966, Part 5 on Plan 62R-11788 and Parts 1 to 8 on Plan 62R-14088.

All of Lot 3, 4, 5 and part of 6, Registered Plan 956, all of Parcel "B", Registered Plan 1008, part of Lots 16 and 17, Concession 7, and part of the Road Allowance between Lots 16 and 17, Concession 7 as closed by City of Hamilton By-Law 10008, registered as Instrument 229284HL in the geographic township of Barton, designated as Parts 19, 30 and 31 on Plan 62R-11788.

Part of Parcel D, Registered Plan 1008, designated as Part 28 on Plan 62R-11788.

Parcels 17-2, 17-4, Section Bar-7 and Parcel 18-3, Section Bar-7, being part of Lots 17 and 18, Concession 7, in the geographic township of Barton, designated as Parts 23 and 24 on Plan 62R-11788 and Part 4 on Plan 62R-11800.

Part of Lot 17, Concession 7, in the geographic township of Barton, designated at Parts 25 and 27 on Plan 62R-11788.

Part of the Road Allowance between Concessions 6 and 7, in the geographic township of Barton, as closed by City of Hamilton By-Law 72-167, registered as Instrument 253923AB designated as Parts 2 and 3 on Plan 62R-11800.

Parcel Block D-1 - Section M55, being all of Block D, Plan M-55, designated as Part 1 on Plan 62R-11800.

Parcels 444-2, 443-2, 442-2, 441-2, 440-1, 439-2, 434-3, Part Lot 433, Section M-130, being part of Lots 444, 443, 442, 441, 440, 439, 434 and 433, Plan M-130, designated as Parts 1, 4, 7, 10, 13, 16, 19 and 22 respectively on Plan 62R-12987.

Part of Lot 7, Plan M-72, designated as Part 1 on Expropriation Plan LT352042.

Part of the Road Allowance between Concessions 6 and 7 as closed by City of Hamilton By-Law 70-107, registered as Instrument 166562AB, and part of Lot 19, Concession 7, in the geographic township of Barton, designated as Parts 7, 8, 9, 10, 11 and 12 on Plan 62R-11800.

Parcel Block T-1, Section M-67, being all of Block W, Plan M-67, designated as Part 13, on Plan 62R-11800.

Parcel Block U-1, Section M-67, being all of Block U, Plan M-67, designated as Part 14, on Plan 62R-11800.

Parcel Block T-1, Section M-67, being all of Block V, Plan M-67, designated as Part 16, on Plan 62R-11800.

Parcel 20-7, Section Bar-7, being part of Lot 20, Concession 7, in the geographic township of Barton, designated as Part 1 on Plan 62R-11729.

Part of Lot 20, Concession 7, in the geographic township of Barton, designated as Parts 2 and 3 on Plan 62R-11729.

Part of Lot 21, Concession 7, in the geographic township of Barton, designated as Part 4 on Plan 62R-11729.

Parcel 21-3, Section Bar-7, being part of Lot 21, Concession 7, in the geographic township of Barton, designated as Part 6 on Plan 62R-11729.

All in the City of Hamilton.

Regional Municipality of Hamilton-Wentworth.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-078

BEING A BY-LAW TO AMEND BY-LAW R79-109, AS AMENDED,
REGIONAL ROADS 107, 116, 207 and 220 ..
CITY OF HAMILTON AND TOWN OF ANCASTER

WHEREAS on the 5th day of June, 1979, the Council of The Regional Municipality of Hamilton-Wentworth ("Regional Council") passed and enacted By-law R79-109 to consolidate all by-laws with respect to roads included in the Regional road system;

AND WHEREAS subsection 23(2) of the Regional Municipalities Act, R.S.O. 1990, c. R.8, as amended, provides that the Regional Council may by by-law from time to time add roads to or remove roads from the Regional road system;

AND WHEREAS on the 7th day of November, 1995, the 2nd day of April, 1996 and the 17th day of June, 1997, the Council of The Regional Municipality of Hamilton-Wentworth did approve adding various roads to the Regional road system;

AND WHEREAS it is therefore necessary to further amend By-law R79-109, as amended, to add said roads to the Regional road system;

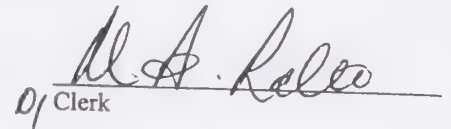
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That section 2 of By-law R79-109, as amended, be further amended by:
 - (a) adding thereto the plans numbered 107-1, 107-2, 107-3, 116-3 and 220-1; and
 - (b) deleting therefrom the plan numbered 207-1 and substituting therefor the plan numbered 207-2.
2. That Schedule "A" to By-law R79-109, as amended, is further amended by:
 - (a) adding thereto the plans numbered 107-1, 107-2 and 107-3, together attached hereto as Schedule "A", of the road to be known as part of Regional Road No. 107 (Lincoln M. Alexander Parkway, which for all purposes may also be referred to as "The LINC"), in the City of Hamilton;
 - (b) adding thereto the plan numbered 116-3, attached hereto as Schedule "B", of the road to be known as Regional Road No. 116 (Stone Church Road in the City of Hamilton);
 - (c) adding thereto the plan numbered 220-1, attached hereto as Schedule "C", of the road to be known as Regional Road No. 220 (Stone Church Road in the Town of Ancaster); and
 - (d) deleting therefrom the plan numbered 207-1 and substituting therefor the plan numbered 207-2, attached hereto as Schedule "D", of the road to be known as Regional Road No. 207 (Lincoln M. Alexander Parkway, which for all purposes may also be referred to as "The LINC"), in the Town of Ancaster.

3. That Schedules "A", "B", "C" and "D" attached to this by-law form part of this by-law.
4. That By-laws R95-106, R96-022 and R97-065 are hereby repealed.
5. This by-law comes into force and effect immediately after By-law R97-077, being a by-law to establish and lay out certain lands as part of the Lincoln M. Alexander Parkway, City of Hamilton, comes into force and effect.

PASSED AND ENACTED THIS 7TH DAY OF OCTOBER, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-079

BEING A BY-LAW TO STOP UP AND CLOSE LIMERIDGE ROAD AT ITS
INTERSECTIONS WITH THE LINCOLN M. ALEXANDER PARKWAY
CITY OF HAMILTON

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under section 297 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, to pass by-laws to stop up and close any highway or part of a highway under its jurisdiction;

AND WHEREAS Limeridge Road, within the limits of the Lincoln M. Alexander Parkway, has been assumed by The Regional Municipality of Hamilton-Wentworth by by-law;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth requires that Limeridge Road at its intersections with the said Lincoln M. Alexander Parkway be closed to all traffic;

AND WHEREAS notice of this by-law has been published once a week for four successive weeks;

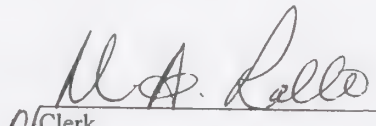
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Transportation Services Committee, has heard all persons who applied to be heard, whether in objection to or in support of this by-law;

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Limeridge Road, in the City of Hamilton, at its intersections with the Lincoln M. Alexander Parkway on the east and west sides of each of Upper James Street, Upper Wentworth Street and Upper Gage Avenue, is hereby stopped up and closed to all traffic.
2. That the Regional Chairman and Regional Clerk of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement the stopping up and closure of Limeridge Road at its intersections with the Lincoln M. Alexander Parkway.
3. That By-law R97-066 is hereby repealed.
4. This by-law comes into force and effect immediately after By-law R97-078 being a by-law to amend By-law R79-109, as amended, Regional Roads 107, 116, 207 and 220, in the City of Hamilton and the Town of Ancaster, comes into force and effect.

PASSED AND ENACTED THIS 7TH DAY OF OCTOBER, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-080

BEING A BY-LAW TO AMEND
BY-LAW R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Part 1, Subsection 1.2.08 (Schedules), of By-law R89-038, as amended, is hereby repealed and the following is substituted therefor:-

"The Schedules attached to this by-law, numbered 1 to 57 inclusive, are included in and shall be considered part of this by-law".

2. Part 1, Section 1.2 (Interpretations), of By-law R89-038, as amended, is hereby further amended by adding thereto the following subsection, namely:-

"1.2.09 For the purposes of this by-law, the Lincoln M. Alexander Parkway may also be referred to as 'The LINC'."

3. Part 6, Section 6.1 (Pedestrians), of By-law R89-038, as amended, is hereby further amended by adding thereto the following subsection, namely:-

"6.1.08 Notwithstanding the other provisions of section 6.1 of this by-law, no pedestrian shall use or cross any highway or part of a highway described in Schedule 56, save and except that this prohibition shall not apply to:

- (a) Police Officers, fire fighters, ambulance attendants, By-law Enforcement Officers, or other emergency workers, in the performance of their duty; or

- (b) Employees of The Regional Municipality of Hamilton-Wentworth, the City of Hamilton, or the Town of Ancaster, in the performance of their duty; or,
- (c) Persons making use of the highway where such use is necessary because of an emergency.

Schedule 56 shall describe:

- (a) in column 1, the name of the highway or part of a highway;
- (b) in column 2, the point at which the prohibition commences; and,
- (c) in column 3, the point at which the prohibition terminates."

4. Part 6, Section 6.2 (Bicyclists), of By-law R89-038, as amended is hereby further amended by adding thereto the following subsection, namely:-

"6.2.15 Notwithstanding the other provisions of section 6.2 of this by-law, no person shall ride a bicycle on or across any highway or part of a highway described in Schedule 57. Schedule 57 shall describe:

- (a) in column 1, the name of the highway or part of a highway;
- (b) in column 2, the point at which the prohibition commences; and,
- (c) in column 3, the point at which the prohibition terminates."

5. Schedule 2 (Maximum Speed Limits on Certain Regional Roads) of By-law R89-038, as amended is hereby further amended by adding to Section A. (HAMILTON) thereof the following item, namely:-

"107 Lincoln M. Alexander Parkway	City of Hamilton westerly limit	Dartnall Road	90."
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and by adding to Section B. (ANCASTER) thereof the following items, namely:-

"215 Mohawk Road	Filman Road	760 m. east of Filman Road	70
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215 Mohawk Road	760 m. east of Filman Road	Highway 403	90
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207 Lincoln M. Alexander Parkway	Highway 403	Town of Ancaster easterly limit	90."
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and by deleting from Section B. (ANCASTER) thereof the following items, namely:-

"215 Mohawk Road	City of Hamilton westerly limit	The easterly limit of Reg. Rd. 260	60
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215 Mohawk Road	The westerly limit of Highway 403	Filman Road	60."
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6. Schedule 20 (No Parking Areas) of By-law R89-038, as amended, is hereby amended by adding thereto the following item, namely:-

"207	Lincoln M. Alexander Parkway	Highway 403	Town of Ancaster easterly limit	Anytime."
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and by adding to Part A thereof the following item, namely:-

"107	Lincoln M. Alexander Parkway	City of Hamilton westerly limit	Dartnall Road	Anytime."
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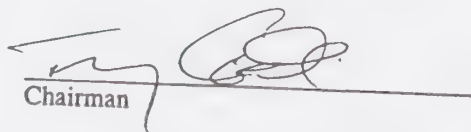
7. Schedule 26 (Designated Traffic Lanes) of By-law R89-038, as amended, is hereby further amended by adding thereto the following items, namely:-

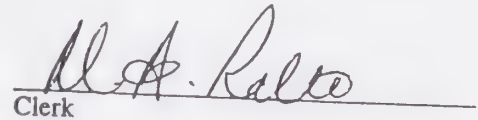
"Reg. Rd. #215 (Mohawk Rd.)	Highway 403 west bound on ramp and 150 m. easterly	2nd lane from north curb	Anytime	Westerly to Southerly
Lincoln M. Alexander Parkway North Ramp	Reg. Rd. 215 (Mohawk Rd.) and 45 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly
Lincoln M. Alexander Parkway South Ramp	Garth and 30 m. westerly	2nd lane from north curb	Anytime	Easterly to Northerly
Lincoln M. Alexander Parkway North Ramp	Garth and 30 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly
Lincoln M. Alexander Parkway South Ramp	Upper James and 40 m. westerly	2nd lane from north curb	Anytime	Easterly to Northerly
Lincoln M. Alexander Parkway North Ramp	Upper James and 30 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly
Lincoln M. Alexander Parkway South Ramp	Upper Wentworth and 30 m. westerly	2nd lane from north curb	Anytime	Easterly to Northerly
Lincoln M. Alexander Parkway North Ramp	Upper Wentworth and 30 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly

Lincoln M. Alexander Parkway South Ramp	Upper Gage and 30 m. westerly	2nd lane from north curb	Anytime	Easterly to Northerly
Lincoln M. Alexander Parkway North Ramp	Upper Gage and 30 m. easterly	2nd lane from south curb	Anytime	Westerly to Southerly
Dartnall Road	Stone Church and 30 m. northerly	west curb	Anytime	Southerly to Westerly."

8. By-law R89-038, as amended, is hereby further amended by adding thereto Schedule 56 (Pedestrians Prohibited), as attached to this by-law.
9. By-law R89-038, as amended, is hereby further amended by adding thereto Schedule 57 (Bicycles Prohibited), as attached to this by-law.
10. That Schedules 56 and 57, attached to this by-law, form part of this by-law.
11. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.
12. That By-law R97-067 is hereby repealed.
13. This By-law comes into force and effect immediately after by-law R97-078 being a by-law to amend By-law R79-109, as amended, Regional Roads 107, 116, 207 and 220, in the City of Hamilton and the Town of Ancaster, comes into force and effect.

PASSED AND ENACTED THIS 7TH DAY OF OCTOBER, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

SCHEDULE 56
TO BY-LAW R89-038
PEDESTRIANS PROHIBITED
Subsection 6.1.08

COLUMN 1

Highway

Lincoln M. Alexander
Parkway

COLUMN 2

From

Highway 403

COLUMN 3

To

Dartnall Road

SCHEDULE 57
TO BY-LAW R89-038
BICYCLES PROHIBITED
Subsection 6.2.15

COLUMN 1

Highway

Lincoln M. Alexander
Parkway

COLUMN 2

From

Highway 403

COLUMN 3

To

Dartnall Road

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-081

To confirm the proceedings of the Council at its meeting held on October 7, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 7th day of October, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

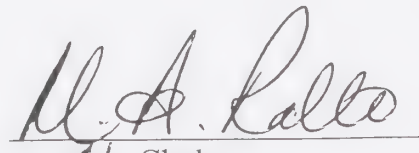
<u>NAME</u>	<u>NO.</u>
Administrative Services Committee Report	9-97
Economic Development and Planning Committee Report	9-97 as amended
Health and Social Services Committee Report	14-97
Transportation Services Committee Report	9-97 as amended

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 7th day of October, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-082

Being a by-law to amend By-law R94-064, as amended, being a by-law to impose development charges on residential and non-residential development on account of certain capital costs to the municipality resulting from such development.

WHEREAS on the 14th day of July, 1994, the Council of The Regional Municipality of Hamilton-Wentworth passed the Regional Development Charges By-law R94-064;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth deems it necessary to further amend said By-law R94-064, as amended;

AND WHEREAS the amendment to said By-law R94-064, as amended, is being made to exempt industrial expansions from Regional development charges to a maximum of 50% of existing gross floor area;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth has given notice in accordance with Sections 4 and 7 of the Development Charges Act, R.S.O. 1990, Chapter D.9, as amended, of its intention to pass an amendment to the Regional Development Charges By-law R94-064, as amended;

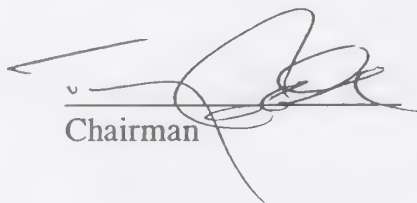
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, through its Finance Committee, has heard all persons who applied to be heard no matter whether in objection to, or in support of, the amendment to said By-law;

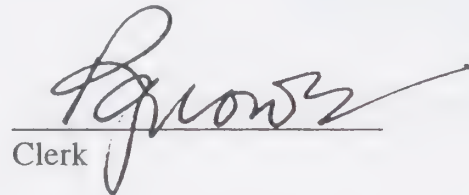
NOW THEREFORE the Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

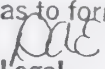
1. That section 17 of By-law R94-064, as amended, be further amended by adding the following sub-sections:
 - (d) If a development includes the enlargement of the gross floor area of an existing industrial building, the amount of the development charge that is payable in respect of the enlargement will be determined as follows:
 - (i) if the gross floor area is enlarged by 50 per cent or less, the amount of the development charge in respect of the enlargement is zero; and

- (ii) if the gross floor area is enlarged by more than 50 per cent, the amount of the development charge in respect of the enlargement is the amount of the development charge that would otherwise be payable multiplied by the fraction determined as follows:
 - 1. determine the amount by which the enlargement in gross floor area exceeds 50 per cent of the gross floor area in existence at the time of building permit application; and
 - 2. divide the amount determined under paragraph 1 by the amount of the enlargement.
 - (e) Where a non-residential development has both industrial and other uses, development charges will be assessed against both uses, to the extent of their respective uses of a building or structure, and as though the uses were separate.
2. This by-law shall be deemed to come into force and take effect on September 17, 1997.

PASSED AND ENACTED THIS 21st DAY OF OCTOBER, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

For use only by the District of Muskoka, or a regional municipality, or a restructured county.

Tile Drainage Act, R.S.O. 1980, c. 500, s. 2 (1)
R.R.O. 1980, Reg. 932, Form 3

By-Law Number.....R97-083

The Council of the Regional municipality of Hamilton-Wentworth (hereinafter termed regional municipality pursuant to the *Tile Drainage Act*, enacts as follows:

2. Where the regional municipality receives requests from one or more area municipalities for the issue of a debenture in the amount or amounts not exceeding those set out in the Schedule for the purposes of the Act, the regional municipality shall issue a debenture for the total of the amount or amounts requested signed by the head of council and the treasurer and borrow on behalf of each area municipality a sum not exceeding the amount to be lent by each area municipality on completion of the drainage works.

3. With respect to each area municipality, the regional municipality not later than thirty days after the issue of the debenture shall, by by-law, impose and levy a special annual rate over and above all other rates sufficient for the payment of the principal and interest of the debentures issued by the regional municipality on behalf of that area municipality.

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX day of XXXXXXXXXXXXXXXXXXXX, 19XXXXXXXXXX~~

~~XXXXXXXXXXXXX~~





 x Head of Council
 Regional Chairman


 Clerk

Municipality	Amount
Township of Glanbrook	\$100,000
Total	\$100,000

THE DEVELOPMENT CHARGES ACT

NOTICE OF THE PASSING OF BY-LAW NO. R97-082, BEING A BY-LAW TO AMEND THE DEVELOPMENT CHARGES BY-LAW NO. R94-064, AS AMENDED, OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH .

TAKE NOTICE that the Council of The Regional Municipality of Hamilton-Wentworth passed By-law No. R97-082 on the 21st day of October, 1997, being a by-law to amend the Regional Development Charges By-law No. R94-064, as amended, under Section 7 of the Development Charges Act, R.S.O. 1990, c. D.9.

The following is an explanation of the amendment contained in By-law R97-082:

- Expansions to existing industrial buildings are exempt from Regional development charges, to a maximum of 50% of the existing gross floor area of the building. This exemption is available in addition to the existing credits and exemptions provided under Development Charges By-law R94-064, as amended.

By-law R97-082 and By-law R94-064, as amended, are available for inspection in my office during regular office hours.

DATED at the City of Hamilton, this 29th day of October, 1997.

Robert C. Prowse, Clerk

The Regional Municipality of Hamilton-Wentworth

P.O. Box 910, 119 King Street West, 15th Floor, Hamilton, Ontario L8N 3V9

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-084

To confirm the proceedings of the Council at its meeting held on October 21, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 21st day of October, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

NAME

Environmental Services Committee Report
Health and Social Services Committee Report
Finance Committee Report

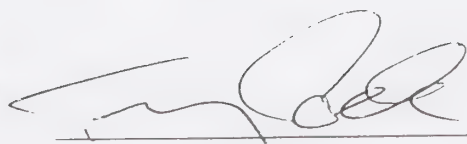
NO.

8-97 as amended
15-97
10-97 as amended

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 21st day of October, 1997.


Chairman


Clerk

CM; July 15, 1997

BILL NO. 2679

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-085

**TO APPOINT A REGIONAL FIRE CO-ORDINATOR FOR
THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH**

WHEREAS the Regional Corporation is required, under section 147 of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, to appoint a Regional Fire Co-ordinator who shall be responsible for the establishment of an emergency fire service plan and program for the Regional Area;

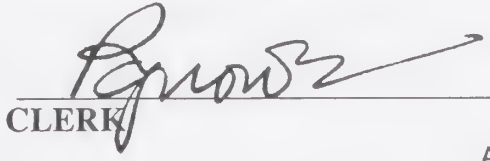
AND WHEREAS by resolution adopted on the 15th day of July, 1997, the Council of the Regional Municipality of Hamilton-Wentworth concurred that Wesley H. Shoemaker, Fire Chief of the City of Hamilton, be appointed as Regional Fire Co-ordinator;

**NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH ENACTS AS FOLLOWS:**

1. Mr. Wesley H. Shoemaker, Chief of the City of Hamilton Fire Department, is hereby appointed as the Regional Fire Co-ordinator for the Regional Municipality of Hamilton-Wentworth.
2. Mr. Gilbert L. Desjarlais, Deputy Chief of the City of Hamilton Fire Department is hereby appointed as the Acting Regional Fire Co-ordinator for the Regional Municipality of Hamilton-Wentworth when the office of Chief of the City of Hamilton Fire Department is vacant, or the Chief is unable to carry out his responsibilities, through illness or otherwise.
3. The Regional Fire Co-ordinator shall be responsible for the emergency fire service plan and program for the Regional Area as outlined in Schedule "C" to By-law R87-137.
4. By-Law R96-064 is repealed.

PASSED AND ENACTED THIS 4th DAY OF NOVEMBER, 1997.


CHAIRMAN


CLERK

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
BY-LAW NO. R97-086

Authority:
Motions (INV97009)
CM: Nov 4/97

Bill No. 2680

Being a By-law to authorize the temporary borrowing of monies to meet the current and approved capital expenditures pending receipt of current revenues.

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (hereinafter called the Region) deems it advisable to borrow sums of money to meet current expenditures of the Region for the 1998 fiscal year, including amounts required for principal and interest falling due within the year upon any debt of the Region and the sums required by law to be provided by the Region for any local Board of the Region; and

WHEREAS Section 110 of the Regional Municipalities Act, R.S.O. 1990, C. R.8 (The "Regional Act"), as amended, permits the Region by By-law, either before or after the passing of By-laws for imposing levies on the Area Municipalities for the current year, to undertake the borrowing of monies as outlined above by way of promissory note or bankers acceptance; and

WHEREAS Section 114 of the aforesaid Regional Act permits the Region, where the Municipal Board has authorized the borrowing of money and the issue of debentures by the Region for its purposes, to agree with a Bank or person for temporary advances, pending the issue and sale of debentures, and where the Municipal Board has authorized the borrowing of money and the issue of debentures by the Region for the purposes of an Area Municipality, the Region, may, pending the issue and sale of such debentures, agree with a Bank or person for temporary loans from time to time for the purposes authorized and to transfer the proceeds of such loans to the Area Municipality; and

WHEREAS Section 123(7) of the Municipal Act, R.S.O. 1990, c. M.45, as amended, provides that where the Municipal Board has authorized the borrowing of money and the issue of debentures for the purposes of a School Board, the Region may pending the sale of such debentures or in lieu of selling the, raise money by way of loan and transfer the proceeds of such loan to the School Board.

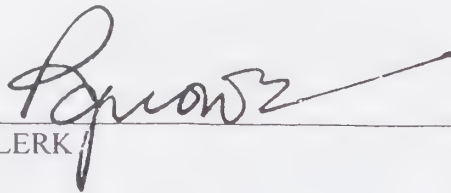
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

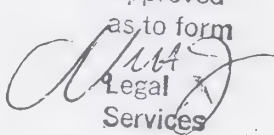
1. The Region is hereby authorized to borrow from a Bank or person by way of Promissory Notes or Bankers Acceptances, such sums as may be considered necessary from time to time to meet, until applicable levies and other revenues are received, the current expenses of the Region for the 1998 fiscal year, including amounts for principal and interest falling due within such fiscal year and the sums required by law to provide for any local board of the Region.
2. That the amount of monies that may be borrowed at any one time for the purpose mentioned in Section 1, together with the total of any similar borrowings that have not been repaid, shall, except with the approval of the Municipal Board, be limited in dollar value to the lesser of:
 - i) from January 1 to September 30, 1998 50%, and, from October 1 to December 31, 1998 25%, of the total of the estimated revenues of the Region as set forth in the estimates adopted for that year
 - or
 - ii) the sum, not to exceed, \$100,000,000.
3. That until such estimates are adopted, the limitation upon borrowing prescribed by section 2 above shall temporarily be calculated upon the estimated revenue of the Region, as set forth in the estimates adopted for the 1997 fiscal year.

4. That the estimated revenues of the Region adopted for the year 1997 are Four Hundred and Sixty-Six Million Dollars (\$466,000,000).
5. That pursuant to Section 114 of the aforesaid Regional Act and Section 123(7) of the Municipal Act, the Region is hereby authorized to borrow from a Bank or person from time to time by way of Promissory Notes or Bankers Acceptances, pending the issue and sale of debentures sums of money for the purpose authorized and to raise money by way of loan on the debentures and to hypothecate them for the loan.
6. That all sums of money borrowed pursuant to Section 1 of this By-law, by agreement, shall together with any interest thereon, be charged upon the whole of the revenues of the Region for the current year and for any preceding years, as and when such revenues are received.
7. That all sums of money borrowed pursuant to this By-law, pending the issue and sale of debentures for an Area Municipality or School Board shall be a charge to such Area Municipality or School Board, together with the cost of such borrowing.
8. That all sums of money borrowed pursuant to this By-law shall be applied by the Treasurer of the Region in repayment thereof, together with interest thereon from such monies as are collected or received by the Region, from the revenues of the Region, for the current or preceding years.
9. That the Chairman of the Region and failing such person, the Chairman of the Finance Committee of the Regional Council and failing such person, the Chief Administrative Officer of the Region, together with the Treasurer or Acting Treasurer of the Region and failing such person, the Director of Treasury Management of the Finance Department of the Region be authorized and directed to sign and execute the aforesaid Promissory Notes and Bankers Acceptances, hypothecations, agreements and such other documents, writings and papers which shall give affect to the foregoing.
10. That this by-law shall come into force and take effect of the day of its final passing and enactment and shall remain in force and effect until December 31, 1998.
11. That By-law R96-089 be repealed.

PASSED AND ENACTED THIS 4th DAY OF November 1997.


CHAIRMAN


CLERK

Approved
as to form

Legal
Services

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BILL NO. 2681

BY-LAW NO. R97-087

BEING A BY-LAW TO EXPROPRIATE THE FOLLOWING LANDS:

- PART OF LOT 48, CONCESSION 3, IN THE GEOGRAPHIC TOWNSHIP OF ANCASTER, DESIGNATED AS PART 1, ON PLAN 62R-13787, KNOWN MUNICIPALLY AS PART OF 558 GOLF LINKS ROAD, TOWN OF ANCASTER, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF THE REALIGNMENT OF SOUTHCOTE ROAD

WHEREAS Section 136(1) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8, incorporates by reference Part XIII of the Municipal Act, R.S.O. 1990, Chapter M.45, which includes Section 191 which empowers the Council of a municipal corporation to pass by-laws for expropriating land required for the purposes of the corporation;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, made application to the Council of The Regional Municipality of Hamilton-Wentworth on the 3rd day of October, 1995 for approval to expropriate the following lands:

- PART OF LOT 48, CONCESSION 3, IN THE GEOGRAPHIC TOWNSHIP OF ANCASTER, DESIGNATED AS PART 1, ON PLAN 62R-13787, KNOWN MUNICIPALLY AS PART OF 558 GOLF LINKS ROAD, TOWN OF ANCASTER, REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, FOR THE PURPOSE OF THE REALIGNMENT OF SOUTHCOTE ROAD

being the lands described in Schedule "A" attached hereto (and forming part of this by-law) in accordance with the Expropriations Act, R.S.O. 1990, Chapter E.26;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, as expropriating authority, did serve a Notice of the said Application for Approval to Expropriate upon each registered owner of the said lands and did publish a Notice of the Application for Approval to Expropriate in the Hamilton Spectator, a newspaper having general circulation in the Regional Municipality of Hamilton-Wentworth, in accordance with the Expropriations Act;

AND WHEREAS no request for an Inquiry Hearing was made by any of the owners of the lands described in Schedule "A" attached hereto, and accordingly no Inquiry Hearing has been held;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth, as approving authority, deems it expedient to grant the Application to Expropriate the said lands.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

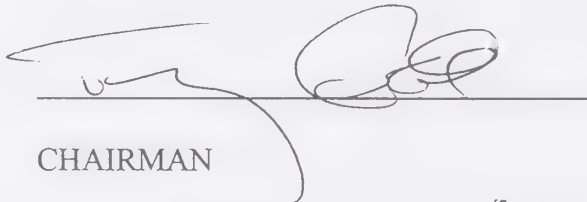
1. That, as approving authority under the Expropriations Act, the said Application for Approval to Expropriate the lands more particularly described in Schedule "A" attached hereto (and forming part of this by-law), made by The Regional Municipality of Hamilton-Wentworth as expropriating authority, be and the same is hereby granted and the said lands being:

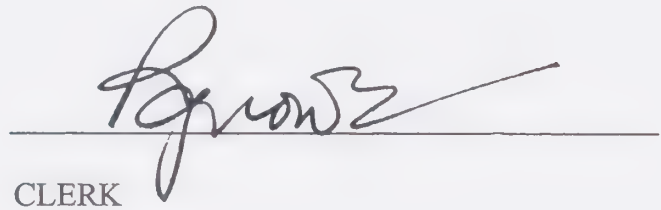
- Part of Lot 48, Concession 3, in the geographic township of Ancaster, designated as Part 1, on Plan 62R-13787, deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62), and known municipally as Part of 558 Golf Links Road,
TOWN OF ANCASTER, REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

are hereby expropriated for the purposes of realignment of Southcote Road.

2. That the Regional Chairman, Regional Clerk and the proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this By-Law and this authority shall include the taking of all necessary proceedings to enter and to take possession of the lands hereby expropriated.

PASSED and ENACTED this 4th day of November, 1997.


CHAIRMAN


CLERK

Approved
as to form
by PRR
Legal
Services

SCHEDULE "A" TO BY-LAW NO. R97-087

ALL AND SINGULAR those lands and premises located in the Town of Ancaster in the Regional Municipality of Hamilton-Wentworth and the Province of Ontario being composed of Part of Lot 48, Concession 3, in the geographic township of Ancaster, designated as Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth (No. 62) as Plan 62R-13787.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-088

**BEING A BY-LAW TO AMEND
BY-LAW R78-109**

WHEREAS pursuant to sections 40(1) and 41 of the Regional Municipalities Act, R.S.O. 1990, c. R.8 (formerly sections 47(1) and 48 of the Regional Municipality of Hamilton-Wentworth Act, S.O. 1973, c.74, as amended) the Council of The Regional Municipality of Hamilton-Wentworth ("Council") is empowered to designate regional roads in the regional road system as controlled access roads, and prohibit and regulate the construction or use of any private road, entranceway, structure or facility as a means of access to a regional controlled access road;

AND WHEREAS on the 18th day of July, 1978 the Council did enact By-law R78-109 being a by-law to designate regional roads as controlled access roads and to regulate the construction and use of any access to a regional road, and being known as the Road Access By-law (the "By-law");

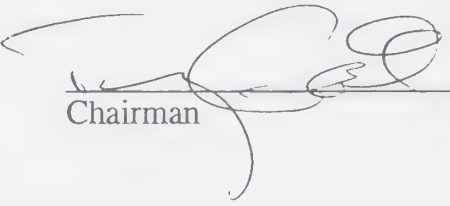
AND WHEREAS at its meeting on the 4th day of November, 1997, the Council did approve Item 20 of Report 10-97 of the Transportation Services Committee and did thereby authorize various amendments to the Road Access By-law;

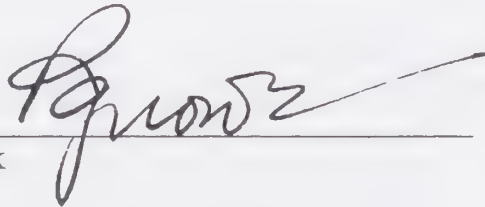
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the Road Access By-law R78-109 be amended by striking out every reference in the By-law and Schedule "A" thereto to "Commissioner of Engineering", "Engineer" and "Regional Engineer" and substituting therefor in each case "Commissioner of Transportation or designate".
2. That section 1(b) of the By-law is hereby repealed and the following substituted therefor:
 1. (b) "Regional Road" means any road forming part of the road system for the Regional Municipality of Hamilton-Wentworth as continued under Part III of the Regional Municipalities Act, R.S.O. 1990, c.R.8, as amended, and said road system as amended from time to time in accordance with said Act.

3. That section 2 of the By-law is hereby repealed and the following substituted therefor:
2. Every Regional Road which is part of the Regional road system as continued under Part III of the Regional Municipalities Act, R.S.O. 1990, c.R.8, as amended, and every Regional Road which is added to the Regional road system from time to time in accordance with said Act, is hereby designated as a controlled-access road.
4. That section 8 of the By-law is hereby repealed and the following substituted therefor:
8. Any person who contravenes any of the provisions of this By-law is guilty of an offence and upon conviction is liable to a fine as provided for in the Provincial Offences Act.
5. That the signing page of Schedule "A" (Access Agreement for Regional Controlled-Access Road) to the By-law be amended by deleting the signing line for the "Treasurer".
6. In all other respects, the contents of By-law R78-109, as amended, are hereby confirmed unchanged.

PASSED AND ENACTED this 4th day of November, 1997.


Chairman


Clerk

Approved
as to form

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THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97- 089

BEING A BY-LAW TO AMEND BY-LAW 2-75, AS AMENDED

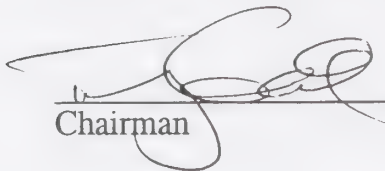
WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 20th day of February, 1996 did approve Item 20 of Report 2-96 of the Finance Committee which authorized the 1996 Sewer and Water Rates deemed to have come into force and take effect February 1, 1996.

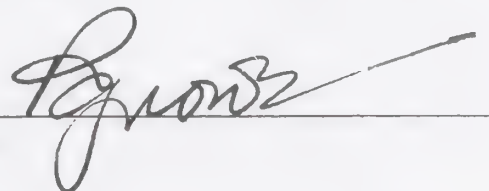
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 20th day of February, 1996, authorized that the appropriate Regional By-laws be changed to reflect the 1996 Sewer and Water Rates.

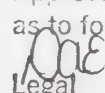
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Schedule "A" to Regional By-law 2-75, as amended, is hereby repealed, and the Schedule "A" attached to this By-law be substituted therefor.
2. That this By-law shall be deemed to have come into force and take effect as of February 1, 1996.

PASSED AND ENACTED this 4th day of November, 1997.


Chairman


Clerk

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as to form

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SCHEDULE "A"

SURCHARGE ON THE WATER RATE COMPRISED OF A SANITARY SEWER RATE AND SANITARY SEWAGE SERVICE RATE

Surcharge as follows (Effective February 1, 1996):

- | | | |
|-----|------------------------------|---|
| (a) | Sanitary Sewer Rate | 46% of the gross amount of
the annual water rate |
| (b) | Sanitary Sewage Service Rate | 50% of the gross amount of the
annual water rate |

LATE PAYMENT PENALTY CHARGE

- Effective June 1, 1994 accounts outstanding longer than twenty one (21) days after billing will be charged a late payment penalty of 3%.

INTEREST ON OVERDUE ACCOUNTS

- Effective January 1, 1992 accounts outstanding over thirty (30) days and each subsequent thirty (30) days will be charged interest at a rate of 2% above prime (adjusted quarterly).

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-090

BEING A BY-LAW TO AMEND THE SEWER USE BY-LAW R89-049, AS AMENDED

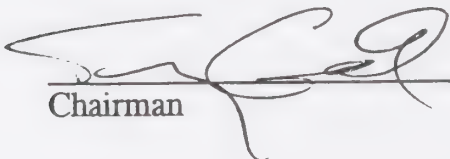
WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 4th day of February, 1997 did approve Item 8 of Report 2-97 of the Finance Committee which authorized the 1997 Sewer and Water Rates deemed to have come into force and take effect January 1, 1997.

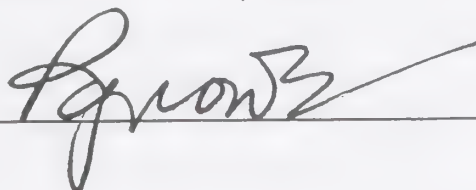
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 4th day of February, 1997, authorized that the appropriate Regional By-laws be changed to reflect the 1997 Sewer and Water Rates.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Schedule "D", Items 4 through 6, to Regional By-law R89-049, as amended, is hereby repealed, and the Schedule "D", Items 4 through 6, attached to this By-law be substituted therefor.
2. That this By-law shall be deemed to have come into force and take effect as of January 1, 1997.

PASSED AND ENACTED this 4th day of November, 1997.


Chairman


Clerk

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Schedule "D" to By-law R89-049
Continued

4. Overstrength Discharge Fees

a	B.O.D.	38.297 cents/kg.
b	Suspended Solids	30.638 cents/kg.
c	Phenolic Compounds	38.297 cents/kg.
d	Solvent Extractable Matter	32.170 cents/kg.
e	Kjeldahl Nitrogen	153.188 cents/kg.
f	Phosphorus	91.914 cents/kg.

5. Compliance Program Fees

a	B.O.D.	38.297 cents/kg.
b	Suspended Solids	30.638 cents/kg.
c	Phenolic Compounds	38.297 cents/kg.
d	Solvent Extractable Matter	32.170 cents/kg.
e	Kjeldahl Nitrogen	153.188 cents/kg.
f	Phosphorus	91.914 cents/kg.

6. Administrative Fees for Sewer Use Agreements (minimum charges per quarter)

- a) Overstrength Discharge Agreements \$104.00 per quarter
- b) Sanitary Sewer Surcharge Agreements \$52.00 per quarter

Authority: Items 1 to 8 inclusive, Transportation Services
Committee Report 10-97 (TSC97067/RDS97302;
TSC97070/RDS97310; TSC97069/RDS97309;
TSC97065/RDS97298; TSC97068/RDS97308;
TSC97073/RDS97318; TSC97074/RDS97319;
TSC97072/RDS97317)
CM: November 4, 1997

BILL NO. 2685

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R 97-091

BEING A BY-LAW TO AMEND
BY-LAW NO. R89-038 TO REGULATE TRAFFIC

WHEREAS Section 32(1) of the Regional Municipalities Act, R.S.O. 1990 Chapter R.8 as amended, confers upon a Regional Corporation, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act in respect of highways; and

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS paragraph 7 of subsection 314(1) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS on the 21st day of March, 1989, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law R89-038 to regulate traffic on Regional Roads and on highways within 30 metres of any Regional Road; and

WHEREAS it is necessary to amend By-law R89-038, as amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 4 (Highways Where Heavy Traffic Restricted)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Nebo	Rymal	White Church	Anytime
Dickenson	Highway 6	Nebo	Anytime
Fletcher	Rymal	Binbrook	Anytime."

2. **Schedule 11 (No Right Turn On Red Light)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Upper Ottawa	Northerly	Broker	Anytime."
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3. **Schedule 22 (Comercial Loading Zones)** of said By-law is hereby amended by adding thereto the following items, namely:-

"King	South	16 feet	277 feet east of Wentworth	Anytime
James	West	17 feet	150 feet north of Colbourne	Anytime."

4. **Schedule 50 (Wheelchair Loading Zones)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Fennell	South	30 feet	94 feet east of Upper Kenilworth	Anytime
King	South	27 feet	177 feet east of Cochrane	Anytime."

and by deleting therefrom the following item, namely:-

"Fennell	South	30 feet	commencing 50 feet east of Upper Kenilworth	Anytime."
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5. **Schedule 52 (H.S.R. Bus Stops)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Dundas Street	Thorpe Street	FS	O	115
Dundas Street	West Street	MB	O	115
Governors Road	Main Street	MB	O	115
Dundas Street	Thorpe Street	NS	I	115."

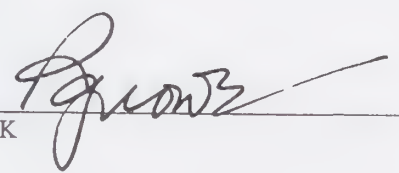
and by deleting therefrom the following items, namely:-

"Dundas Street	West Street	NS	O	115
Dundas Street	Main Street	NS	O	115."

6. In all other respects, By-law R89-038 and Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED AND ENACTED this 4th day of November 1997.


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-092

**BEING A BY-LAW TO AMEND THE REGIONAL WATERWORKS
BY-LAW R84-026, AS AMENDED**

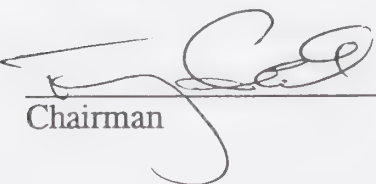
WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 20th day of February, 1996 did approve Item 20 of Report 2-96 of the Finance Committee which authorized the 1996 Sewer and Water Rates deemed to have come into force and take effect February 1, 1996.

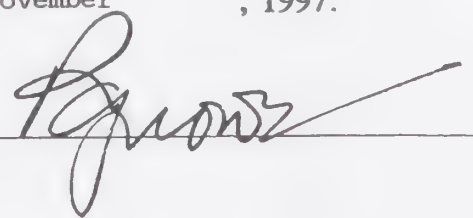
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 20th day of February, 1996, authorized that the appropriate Regional By-laws be changed to reflect the 1996 Sewer and Water Rates.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Schedule "A" to Regional By-law R84-026, as amended, is hereby repealed and the Schedule "A" attached to this By-law be substituted therefor.
2. That Schedule "B" to Regional By-law R84-026, as amended, is hereby repealed and the Schedule "B" attached to this By-law be substituted therefor.
3. That Schedule "C" to Regional By-law R84-026, as amended, is hereby repealed and the Schedule "C" attached to this By-law be substituted therefor.
4. That Schedule "G" to Regional By-law R84-026, as amended, is hereby repealed and the Schedule "G" attached to this By-law be substituted therefor.
5. That this By-law shall be deemed to have come into force and take effect as of February 1, 1996.

PASSED AND ENACTED this 4th day of November, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

SCHEDULE "A" TO BY-LAW NO. R84-026

NON-METERED RATES FOR
THE CITY OF HAMILTON
FOR 1996 AS WERE APPROVED
BY COUNCIL FEBRUARY 20, 1996

Assessment of Land and Buildings

	<u>From</u>		<u>To</u>		<u>1996</u>
\$	0	\$	500	\$	62.45
	501		1,000		68.58
	1,001		1,500		74.52
	1,501		2,000		80.40
	2,001		2,500		92.02
	2,501		3,000		97.85
	3,001		3,500		110.52
	3,501		4,000		116.56
	4,001		4,500		122.38
	4,501		5,000		128.85
	5,001		5,500		136.85
	5,501		6,000		140.75
	6,001		6,500		154.05
	6,501		7,000		159.10
	7,001		7,500		164.23
	7,501		8,000		172.38
	8,001		8,500		180.80
	8,501		9,000		189.02
	9,001		9,500		196.95
	9,501		10,000		205.44
	10,001		11,000		221.66
	11,001		12,000		237.64
	12,001		13,000		253.28
	13,001		14,000		268.96
	14,001		15,000		284.58
	15,001		16,000		299.75
	16,001		17,000		314.80
	17,001		18,000		329.90
	18,001		19,000		344.50
	19,001		20,000		359.39
	20,001		25,000		427.49
	25,001		30,000		491.29

Schedule "A" (cont'd)

<u>From</u>	<u>To</u>	<u>1996</u>
30,001	35,000	550.44
35,001	40,000	605.50
40,001	45,000	656.00
45,001	50,000	701.30
50,001	60,000	781.97
60,001	70,000	846.57
70,001	80,000	909.35
80,001	90,000	957.05
90,001	100,000	992.57
over 100,000		1,027.68

SANITARY SEWER SURCHARGE RATE 96%

SCHEDULE "B" TO BY-LAW NO. R84-026

NON-METERED RATES FOR
THE CITY OF STONEY CREEK
FOR 1996 AS WERE APPROVED
BY COUNCIL FEBRUARY 20, 1996

Assessment of Land and Buildings

	<u>From</u>		<u>To</u>	<u>1996</u>
\$	0	\$	2,592	101.02
	2,593		3,888	117.84
	3,889		5,832	128.04
	5,883		7,776	129.30
	7,777		9,072	136.28
	9,073		9,720	136.85
	9,721		10,368	139.56
	10,369		11,016	142.37
	11,017		11,664	145.15
	11,665		12,312	147.81
	12,313		12,960	150.63
	12,961		14,256	156.09
	14,257		15,552	161.46
	15,553		16,848	166.68
	16,849		18,144	171.94
	18,145		19,440	177.20
	19,441		20,736	182.28
	20,737		22,032	187.30
	22,033		23,328	192.39
	23,329		24,624	197.27
	24,625		25,920	202.25
	25,921		32,400	225.10
	32,401		38,880	246.51
	38,881		45,360	266.31
	45,361		51,840	284.78
	51,841		58,320	301.72
	58,321		64,800	316.90
	64,801		77,760	343.93
	77,761		90,720	365.62

	<u>TO</u>	<u>FROM</u>	<u>1996</u>
	90,721	103,680	386.65
	103,681	116,640	402.66
	116,641	129,600	414.56
over	129,601		426.33

SANITARY SEWER SURCHARGE RATE 96%

SCHEDULE "C" TO BY-LAW NO. R84-026

MISCELLANEOUS RATES FOR WATER

(Referred to in Section 12(6), (7) and (8))

1. Travelling Shows

The deposit required from travelling shows is Two Hundred Dollars (200.00) and the fee for connecting and disconnecting the water is the charge applicable for the size of the meter plus the applicable meter rate as set forth in Section 14 of Schedule "E" to this By-law.

2. Tank Trucks

The rate payable for water supplied to tank trucks at the Region's coin operated stations be \$0.7499 per cubic metre or part thereof.

Such trucks shall only be supplied at the following locations:

- (i) Norfolk Street (Fire Station), Hamilton
- (ii) Shavers Road, Ancaster
- (iii) Dartnall Road, Hamilton

3. Areas Outside the Regional Area

The rate for water supplied to municipalities for the owner or occupier of any lands outside the Regional area is the applicable meter rate set forth in Schedule "G", plus fifty per cent (50%) surcharge or such other surcharge as may be specifically defined in the Agreement between the Regional Corporation and the municipality, owner or occupier of the lands outside the Regional area.

SCHEDULE "G" TO BY-LAW NO. R84-026

TABLE OF METERED RATES

EFFECTIVE FEBRUARY 1, 1996

(Referred to in Section 12(2), (3) & (4) & 13(2))

A) RESIDENTIAL METER RATES FOR SERVICE WITH A METER 20MM OR SMALLER

Minimum Charge

- (i) The minimum charge per billing period including the use of the specified volume of water is as follows:

Minimum charge per Quarterly Billing Period	\$8.12
For Consumption of the first 14 cubic meter (cu.m.) or part thereof	

Consumption Rate

- (ii) The consumption charge per cubic meter (cu.m.) for the amount of water used over and above the first specified column for the minimum charge per billing period is as follows:

Consumption Rate per Cubic Meter (cu.m.)	\$0.3767
--	----------

B) COMMERCIAL, INSTITUTIONAL AND INDUSTRIAL RATES INCLUDING RESIDENTIAL RATES FOR SERVICES WITH A METER GREATER THAN 20MM

Minimum Charge

- (i) The minimum charge per billing period including the use of the specified volume of water is as follows:

Minimum Charge per Billing Period			
Meter Size (in mm)	Meter size (in inches)	Quarterly Billing	Monthly Billing
16 mm	5/8"	\$ 8.12	\$ 2.71
20 mm	3/4"	\$ 8.12	\$ 2.71
25 mm	1"	\$ 42.89	\$ 14.30
38 mm	1-1/2"	\$ 47.67	\$ 15.89
50 mm	2"	\$ 56.65	\$ 18.88
75 mm	3"	\$ 98.17	\$ 32.72
100 mm	4"	\$ 125.76	\$ 41.92
150 mm	6"	\$ 222.51	\$ 74.17
200 mm	8"	\$ 384.19	\$ 128.07
250 mm	10"	\$ 591.49	\$ 197.16
Consumption for		46 cu.m.	15 cu.m.

* Note: minimum charges for commercial accounts with meter sizes under 25 mm, that are billed quarterly, have been reduced. For these customers only, minimum consumption is the first 14 cu.m.

- (ii) The consumption charge for the amount of water used over and above the first specified column for the minimum charge per billing is as follows:

Consumption Rate per Cubic Meter (cu.m.)	\$0.3767
--	----------

C) SANITARY SEWER SURCHARGE RATE 96% OF WATER CONSUMPTION

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R97-093

**BEING A BY-LAW TO AMEND THE REGIONAL WATERWORKS
BY-LAW R84-026, AS AMENDED**

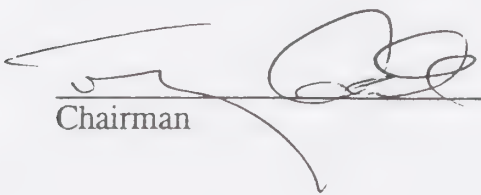
WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 4th day of February, 1997 did approve Item 8 of Report 2-97 of the Finance Committee which authorized the 1997 Sewer and Water Rates deemed to have come into force and take effect February 1, 1997.

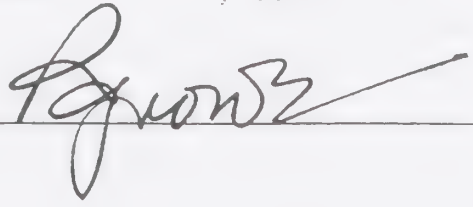
AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth on the 4th day of February, 1997, authorized that the appropriate Regional By-laws be changed to reflect the 1997 Sewer and Water Rates.

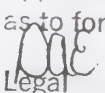
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That Schedule "A" to Regional By-law R84-026, as amended, is hereby repealed and the Schedule "A" attached to this By-law be substituted therefor.
2. That Schedule "B" to Regional By-law R84-026, as amended, is hereby repealed and the Schedule "B" attached to this By-law be substituted therefor.
3. That Schedule "C" to Regional By-law R84-026, as amended, is hereby repealed and the Schedule "C" attached to this By-law be substituted therefor.
4. That Schedule "G" to Regional By-law R84-026, as amended, is hereby repealed and the Schedule "G" attached to this By-law be substituted therefore.
5. That this By-law shall be deemed to have come into force and take effect as of February 1, 1997.

PASSED AND ENACTED this 4th day of November, 1997.


Chairman


Clerk

Approved
as to form

Legal
Services

SCHEDULE "A" TO BY-LAW NO. R84-026

NON-METERED RATES FOR
THE CITY OF HAMILTON
FOR 1997 AS WERE APPROVED
BY COUNCIL FEBRUARY 4, 1997

Assessment of Land and Buildings

	<u>From</u>		<u>To</u>		<u>1997</u>
\$	0	\$	500	\$	64.32
	501		1,000		70.64
	1,001		1,500		76.76
	1,501		2,000		82.81
	2,001		2,500		94.78
	2,501		3,000		100.79
	3,001		3,500		113.84
	3,501		4,000		120.06
	4,001		4,500		126.05
	4,501		5,000		132.72
	5,001		5,500		140.96
	5,501		6,000		144.97
	6,001		6,500		158.67
	6,501		7,000		163.87
	7,001		7,500		169.16
	7,501		8,000		177.55
	8,001		8,500		186.22
	8,501		9,000		194.69
	9,001		9,500		202.86
	9,501		10,000		211.60
	10,001		11,000		228.31
	11,001		12,000		244.77
	12,001		13,000		260.88
	13,001		14,000		277.03
	14,001		15,000		293.12
	15,001		16,000		308.74
	16,001		17,000		324.25
	17,001		18,000		339.81
	18,001		19,000		354.85
	19,001		20,000		370.18
	20,001		25,000		440.32
	25,001		30,000		506.03

Schedule "A" (cont'd)

<u>From</u>	<u>To</u>	<u>1997</u>
30,001	35,000	566.95
35,001	40,000	623.68
40,001	45,000	675.68
45,001	50,000	722.34
50,001	60,000	805.43
60,001	70,000	871.97
70,001	80,000	936.63
80,001	90,000	985.76
90,001	100,000	1,022.35
over 100,000		1,058.51

SANITARY SEWER SURCHARGE RATE 96%

SCHEDULE "B" TO BY-LAW NO. R84-026

NON-METERED RATES FOR
THE CITY OF STONEY CREEK
FOR 1997 AS WERE APPROVED
BY COUNCIL FEBRUARY 4, 1997

Assessment of Land and Buildings

	<u>From</u>		<u>To</u>	<u>1997</u>
\$	0	\$	2,592	104.05
	2,593		3,888	121.38
	3,889		5,832	131.88
	5,883		7,776	133.18
	7,777		9,072	140.37
	9,073		9,720	140.96
	9,721		10,368	143.75
	10,369		11,016	146.64
	11,017		11,664	149.50
	11,665		12,312	152.24
	12,313		12,960	155.15
	12,961		14,256	160.77
	14,257		15,552	166.30
	15,553		16,848	171.68
	16,849		18,144	177.10
	18,145		19,440	182.52
	19,441		20,736	187.75
	20,737		22,032	192.92
	22,033		23,328	198.16
	23,329		24,624	203.19
	24,625		25,920	208.32
	25,921		32,400	231.85
	32,401		38,880	253.91
	38,881		45,360	274.30
	45,361		51,840	293.32
	51,841		58,320	310.77
	58,321		64,800	326.41
	64,801		77,760	354.25
	77,761		90,720	376.59

	<u>TO</u>	<u>FROM</u>	<u>1997</u>
	90,721	103,680	398.25
	103,681	116,640	414.74
	116,641	129,600	427.00
over	129,601		439.12

SANITARY SEWER SURCHARGE RATE 96%

SCHEDULE "C" TO BY-LAW NO. R84-026

MISCELLANEOUS RATES FOR WATER

(Referred to in Section 12(6), (7) and (8))

1. Travelling Shows

The deposit required from travelling shows is Two Hundred Dollars (200.00) and the fee for connecting and disconnecting the water is the charge applicable for the size of the meter plus the applicable meter rate as set forth in Section 14 of Schedule "E" to this By-law.

2. Tank Trucks

The rate payable for water supplied to tank trucks at the Region's coin operated stations be \$0.7730 per cubic metre or part thereof.

Such trucks shall only be supplied at the following locations:

- (i) Norfolk Street (Fire Station), Hamilton
- (ii) Shavers Road, Ancaster
- (iii) Dartnall Road, Hamilton

3. Areas Outside the Regional Area

The rate for water supplied to municipalities for the owner or occupier of any lands outside the Regional area is the applicable meter rate set forth in Schedule "G", plus fifty per cent (50%) surcharge or such other surcharge as may be specifically defined in the Agreement between the Regional Corporation and the municipality, owner or occupier of the lands outside the Regional area.

SCHEDULE "G" TO BY-LAW NO. R84-026

TABLE OF METERED RATES

EFFECTIVE FEBRUARY 1, 1997

(Referred to in Section 12(2), (3) & (4) & 13(2))

A) RESIDENTIAL METER RATES FOR SERVICE WITH A METER 20MM OR SMALLER

Minimum Charge

- (i) The minimum charge per billing period including the use of the specified volume of water is as follows:

Minimum charge per Quarterly Billing Period	\$8.38
For Consumption of the first 14 cubic meter (cu.m.) or part thereof	

Consumption Rate

- (ii) The consumption charge per cubic meter (cu.m.) for the amount of water used over and above the first specified column for the minimum charge per billing period is as follows:

Consumption Rate per Cubic Meter (cu.m.)	\$0.3887
--	----------

B) COMMERCIAL, INSTITUTIONAL AND INDUSTRIAL RATES INCLUDING RESIDENTIAL RATES FOR SERVICES WITH A METER GREATER THAN 20MM

Minimum Charge

- (i) The minimum charge per billing period including the use of the specified volume of water is as follows:

Minimum Charge per Billing Period			
Meter Size (in mm)	Meter size (in inches)	Quarterly Billing	Monthly Billing
16 mm	5/8"	\$ 8.38	\$ 2.79
20 mm	3/4"	\$ 8.38	\$ 2.79
25 mm	1"	\$ 44.26	\$ 14.75
38 mm	1-1/2"	\$ 49.20	\$ 16.40
50 mm	2"	\$ 58.46	\$ 19.47
75 mm	3"	\$ 101.31	\$ 33.77
100 mm	4"	\$ 129.78	\$ 43.26
150 mm	6"	\$ 229.63	\$ 76.54
200 mm	8"	\$ 396.48	\$ 132.16
250 mm	10"	\$ 610.42	\$ 203.47
Consumption for		46 cu.m.	15 cu.m.

* Note: minimum charges for commercial accounts with meter sizes under 25 mm, that are billed quarterly, have been reduced. For these customers only, minimum consumption is the first 14 cu.m.

- (ii) The consumption charge for the amount of water used over and above the first specified column for the minimum charge per billing is as follows:

Consumption Rate per Cubic Meter (cu.m.)	\$0.3887
--	----------

C) SANITARY SEWER SURCHARGE RATE 96% OF WATER CONSUMPTION

Authority: Item 2, Administrative Services
Committee Report 10-97

CM: November 4, 1997

BILL NO.: 2688

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-094

To exempt the occupiers of certain shops from the provisions
of the Regional Store Closing By-law No. R79-202.

WHEREAS By-law R83-043 provides for the application and exemption of store hours from
Regional By-law R79-202.

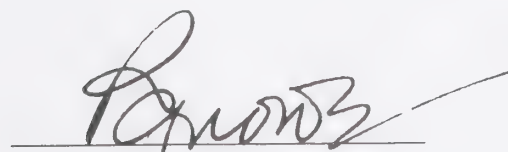
WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has
been recommended by the Regional Administrative Services Committee that such shops be
exempt from the store closing hours on the dates and at the times indicated.

NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth
ENACTS AS FOLLOWS:

1. That the occupiers of the shops named on Schedule "A" attached to this By-law are
hereby exempt from the closing provisions of Section 2(1) (b) of Regional By-law No.
R79-202 and may remain open for business on the dates and at the times indicated.
2. That all other provisions of Regional By-law No. R79-202 are to remain in full force
and effect for the shops described in Schedule "A" of this By-law.

PASSED AND ENACTED this 4th day of November, 1997.


Chairman


Clerk

SCHEDULE "A"

TO BY-LAW NO. R97-094

That the following retail shop(s) in the **Area Municipalities of Ancaster and Hamilton** be exempted from Regional By-law No. R79-202 for the purpose of holding a special sale on the date(s) and at the time(s) indicated:

1. **ANCASTER** Friday, November 21, 1997
and
Friday, December 19, 1997
9:00 p.m. to 11:59 p.m. _____
- Wal-Mart** **1051 Hwy 53 West**
2. **HAMILTON** Saturday, December 6, 1997
and
Saturday, December 20, 1997
9:00 p.m. to 11:59 p.m. _____
- Lime Ridge Mall** **999 Upper Wentworth St.**
- A & W
Access
Addition-Elle
Adventure Electronic (lower)
Adventure Electronic (upper)
Agnew
Aldo
Animal House
Antels
Ardene
Ashley Jewellers
Ashton Shoes
Athletes World
Au Coton
Aussie Outfitters
Bata Shoes
Battery Plus
The Bay
Bell Mobility
Bell Phonecentre
Benix
Bentley Leathers

(3)

2. **HAMILTON**
(cont'd)

Saturday, December 6, 1997
and
Saturday, December 20, 1997
9:00 p.m. to 11:59 p.m.

Lime Ridge Mall (cont'd)

999 Upper Wentworth St.

Black's Cameras
Body Shop
Bombay
Bootlegger
Bowring
Braemar
Brass Selections
Buffalo
Bulk Barn
Campus Crew
Canadian Buffet
Cantel
Card N' Candle
Caryl Baker Visage
Casey's
Champs
Charley's Steakery
Cinnabon
City Rags
City Smarts
Claire's Boutique
Classy Formal Wear
Clock Gallery
Coles Book Store
Collacutt Luggage
Compucentre
Continental Currency
Cottage Cove
Cotton Ginny/Plus
Covers
Crate Furniture
Crossings
Cultures
Customer Care Centre
Dairy Queen
D'Allairs

(4)

2. **HAMILTON**
(cont'd)

Saturday, December 6, 1997
and
Saturday, December 20, 1997
9:00 p.m. to 11:59 p.m.

Lime Ridge Mall (cont'd)

999 Upper Wentworth St.

Dalmys
Danier Leather
Dental Office
Disney
Dolomiti
Dufferin Games
East Side Mario's
Eaton's
Electronics Boutique
Fairweather
Famous Players
Fido
Financial Concept
Footlocker
For You Only
Forzani's Locker Rom
Frames N's Things
The Games
Gap
Gap Kids
George Richards
Grand & Toy
Great Wilderness
Hallmark Card
Harvey's
HMV #756
Home China & Gift
House of Knives
International Clothiers
International News
Irene Hill
It Store
Jack Fraser
Jacob
Japan Camera
Jasmine Chinese FDS

(5)

2. **HAMILTON**
(cont'd)

Saturday, December 6, 1997
and
Saturday, December 20, 1997
9:00 p.m. to 11:59 p.m.

Lime Ridge Mall (cont'd)

999 Upper Wentworth St.

Jean Machine
Jobbers
K Shoes of England
Kavar Jewellers
Kernels
KFC
Kiddie Kobbler
Kinney
Klean N' Stitch
K-Mart
La Senza
Laura Petites
Laura Shoppes
Le Chateau
Le Print Express
Levi's 1850
Lewiscraft
Lindor
L.A. Express
Manchu Wok
Mariposa
Marks & Spencer
Marlin Travel
Ming tree
Mister Minit
MMMuffins
Moyer's
Mrs. Vanelli's
Music World-Unlisted
National Trust
Naturalizer
New York Fries
Next Step (The)
Northern Getaway
Northern Relections
Northern Tradition
Pantorama

(6)

2. **HAMILTON**
(cont'd)

Saturday, December 6, 1997
and
Saturday, December 20, 1997
9:00 p.m. to 11:59 p.m.

Lime Ridge Mall (cont'd)

999 Upper Wentworth St.

Peoples Jewellers
Personal Edge
Petland
Pita Pazazz
Please Mum
Pot Pourri
Pretzelmaker
Radio Shack
Randy River
Reitman's
Roots Lodge
S & H Health Foods
Salon Profilo
Sam The Record Man
Sausage House
Sears
Second Cup
Shira's
Shirley K
Shoppers Drug Mart
Silk & Satin
Silver Dollar
Smart Set
Smith Books
Sports Obsession
Stars
Stitches
Stitch It
St. Clair
Subway
Sunglass Hut
Sutton Group
Suzy Shier
Tabi
Tantastic
That's Different
Things Engraved

(7)

2. **HAMILTON**
(cont'd)

Saturday, December 6, 1997
and
Saturday, December 20, 1997
9:00 p.m. to 11:59 p.m.

Lime Ridge Mall (cont'd)

999 Upper Wentworth St.

Threadz
Thrifty's
Tim Horton's Donuts
Tip Top
Tkts Tkts - Unlisted
Toni Fashions
Total Image
Trade Secrets
Transit Shoes
Treats
Trinkets
U.C.S.
Vintage & Memories
Vivah
Weekend Edition
Weekend Edition Plus
Whippletree
Yogen-Fruz
Zack's

3. **HAMILTON**

Friday, October 31, 1997
9:00 p.m. to 11:59 p.m.

Reggies Music & Sound

27 John St. N.

4. **HAMILTON**

Friday, December 12, 1997
Saturday, December 13, 1997
and
Friday, December 19, 1997
Saturday, December 20, 1997
9:00 p.m. to 11:59 p.m.

Toys "R" Us

970 Upper Wentworth St.

Authority: Item 1, Administrative Services
Committee Report 10-97
CM: November 4, 1997

BILL NO.: 2689

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-095

Being a by-law to amend By-law R97-070, exempting the occupiers of certain shops from the provisions of the Regional Store Closing By-law No. R79-202.

WHEREAS By-law R79-202 adopted by Regional Council on December 27, 1979, provides for uniform store closing hours of Retail Shops in the Regional Area, and

WHEREAS By-law R83-043 adopted by Regional Council on April 19, 1983 provides for the application and exemption of store hours for special sales for a period of up to two consecutive days, and for up to two periods in any one calendar year, and

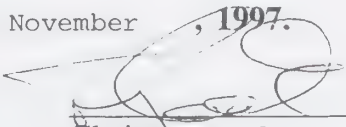
WHEREAS By-law R97-070 adopted by Regional Council on October 7, 1997 provided store hours exemption for all the shops located with the Hamilton Eaton Centre for a special sale on Friday, December 5 and December 19, 1997, and

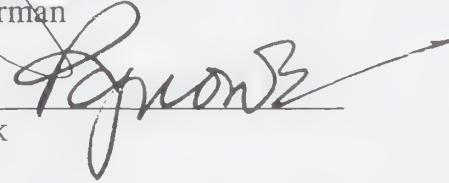
WHEREAS on October 9, 1997, the Hamilton Eaton Centre requested the deletion of a store that has closed and the inclusion of a new store that has opened,

NOW THEREFORE the Council of The Regional Municipality of Hamilton-Wentworth **ENACTS AS FOLLOWS:**

1. That Section 2 of Schedule "A" to By-law R97-070, adopted by Regional Council on October 7, 1997, be amended by deleting the store name of "Lenscrafters", wherever such name appears in this section, and by including therefor the store name of "ABC Laminating".
2. That all other provisions of Regional By-law No. R79-202 are to remain in full force and effect for the shops described in Schedule "A" of By-law R97-070.

PASSED AND ENACTED this 4th day of November, 1997.


Chairman


Clerk

Authority: Item 11, Economic
Development and Planning
Committee Report 10-97
(PLA97041)

CM: November 4, 1997
Bill No. 2691

AMENDMENT No. 6
TO
THE OFFICIAL PLAN FOR
THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

1997 November 4

Authority: Item 11, Economic
Development and Planning
Committee Report 10-97
(PLA97041)

CM: November 4, 1997
Bill No. 2691

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-096

BEING A BY-LAW TO ADOPT AMENDMENT NO. 6 TO
THE OFFICIAL PLAN FOR THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ATTACHED TO AND FORMING PART OF REGIONAL BY-LAW NO. R94-053

The Council of the Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Section 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13, as amended, hereby enacts as follows:

1. THAT the text attached hereto and so designated is hereby adopted as Amendment No. 6 to the Official Plan for the Regional Municipality of Hamilton-Wentworth.
2. THAT the Clerk of the Region is hereby directed to forward Amendment No. 6 to the Official Plan for the Regional Municipality of Hamilton-Wentworth to the Minister of Municipal Affairs for approval.
3. THAT the Official Plan attached to and forming part of By-law No. R94-053 is hereby amended by adding thereto the text attached hereto.
4. THAT this By-law shall come into force and take effect on the day of its final passing.

Passed and enacted this 4th day of November, 1997.


Chairman
Clerk

TABLE OF CONTENTS

ADOPTING BY-LAW OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

PART I THE CERTIFICATION

CERTIFICATE PAGE

PART II PREAMBLE

1. TITLE
2. COMPONENTS OF THIS AMENDMENT
3. PURPOSE
4. LOCATION
5. BASIS

PART III THE AMENDMENT

1. INTRODUCTION
2. DETAILS OF THE AMENDMENT
3. SCHEDULES

PART IV THE APPENDIX

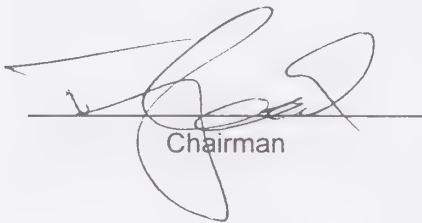
PART I - THE CERTIFICATION

AMENDMENT NO. 6

TO THE OFFICIAL PLAN FOR

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Amendment No. 6 to the Official Plan for the Regional Municipality of Hamilton-Wentworth, constituting the explanatory text, was prepared by the Regional Environment Department (Development Division) of the Regional Municipality of Hamilton-Wentworth and adopted by Regional Council by By-law No. R97-096 in accordance with Section 17 of the Planning Act, on the 4th day of November, 1997.



Chairman



Clerk

PART II - THE PREAMBLE

1. TITLE:

This Amendment shall be known as Amendment No. 6 to the Official Plan for the Regional Municipality of Hamilton-Wentworth.

2. COMPONENTS OF THIS AMENDMENT:

Only that part of this document entitled "Part III - The Amendment", comprising the attached text, constitutes Amendment No. 6 to the Official Plan for the Regional Municipality of Hamilton-Wentworth.

3. PURPOSE OF THIS AMENDMENT:

This Amendment will permit a site specific four-unit residential condominium development, in the rural area.

4. LOCATION OF THE AMENDMENT:

The lands affected by this Amendment are located at Part of Lot 8, Concession 6 (W.F.), in the Town of Flamborough.

The site is shown in the attached appendix being Part IV of this Amendment.

5. BASIS OF THIS AMENDMENT:

The lands in question are not suitable for agriculture due to its former use as a gravel pit that is presently primarily a lake. The site is adjacent to recreational, existing residential and wooded areas. Approval of this amendment would have little or no impact on agriculture nor would it likely contribute to land use conflicts.

The adopted Local Official Plan Amendment and the proposed Regional Official Plan Amendment limit the proposed residential condominium development to four units within the northerly 14 hectare (35 acre) portion of the subject property.

PART III - THE AMENDMENT

1. INTRODUCTION:

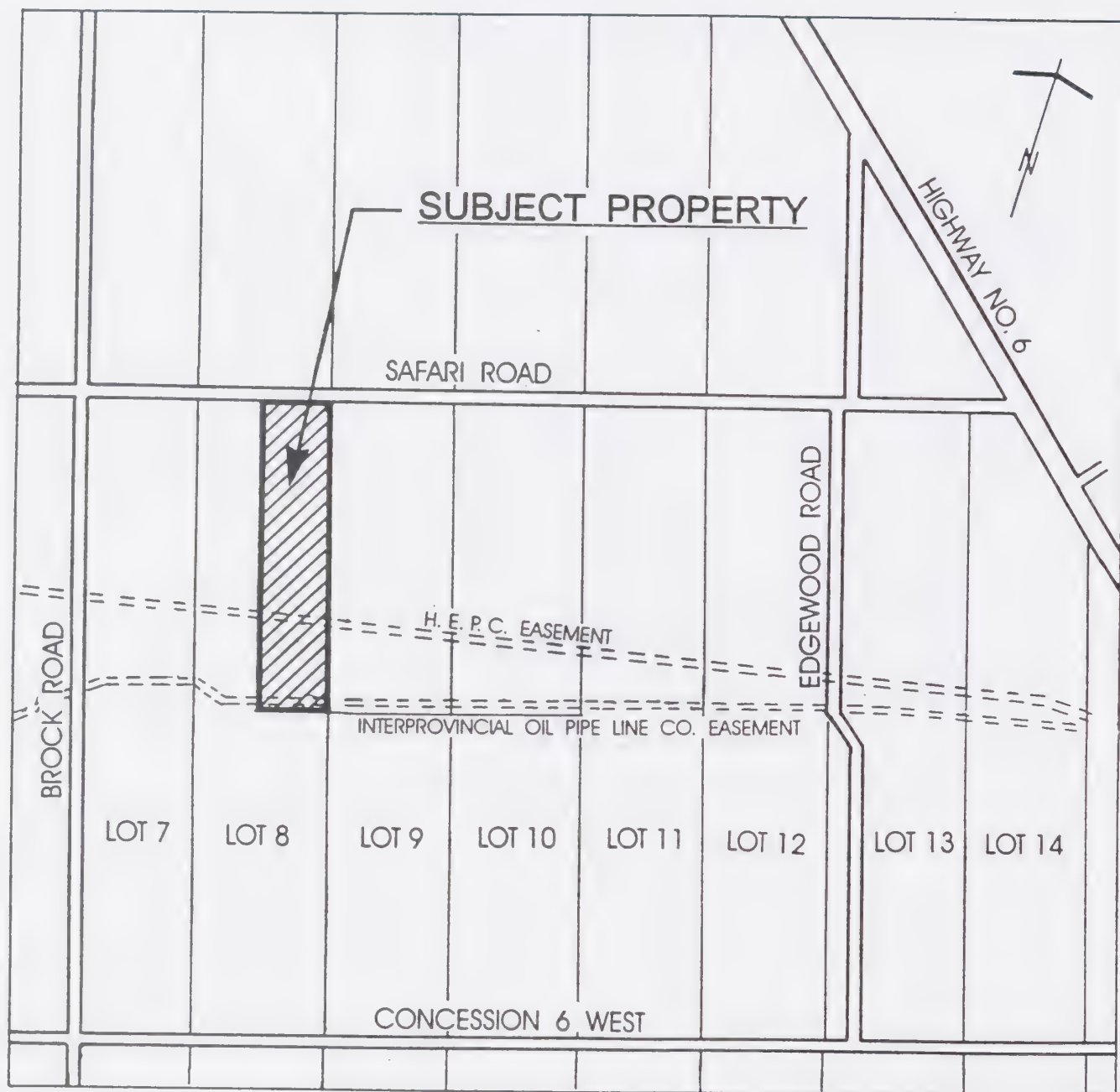
The whole of this part of the document entitled Part III - The Amendment, which consists of the following text, constitutes Amendment No. 6 to the Official Plan for the Regional Municipality of Hamilton-Wentworth.

2. DETAILS OF THE AMENDMENT:
TEXT CHANGE

The Official Plan for the Regional Municipality of Hamilton-Wentworth is amended by adding to "PART D - IMPLEMENTATION", the following policy:

"D 4. 11 Notwithstanding the provisions of Section C.3.2 (Rural Areas) and other relevant sections of this Plan, the subject lands, consisting of Part of Lot 8, Concession 6 (W.F.), in the Town of Flamborough, may be developed for a four unit residential condominium development, with the four units to be developed in the northerly 14 hectare (35 acre) portion of the property.

PART IV
THE APPENDIX



Location of Proposed
Official Plan Amendment #

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-097

To confirm the proceedings of the Council at its meeting held on November 4, 1997.

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 4th day of November, 1997 in respect of each recommendation contained in the Reports of its Committees and Regional Officials:

NAME

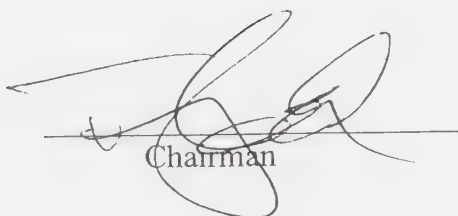
NO.

Administrative Services Committee Report	10-97 as amended
Economic Development and Planning Committee Report	10-97 as amended
Health and Social Services Committee Report	16-97
Transportation Services Committee Report	10-97 as amended
Transportation Services Committee Report	11-97

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 4th day of November, 1997.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-098

To confirm the proceedings of the Council at its special meeting held on December 8, 1997.

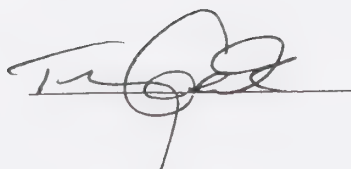
**THE COUNCIL OF THE
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

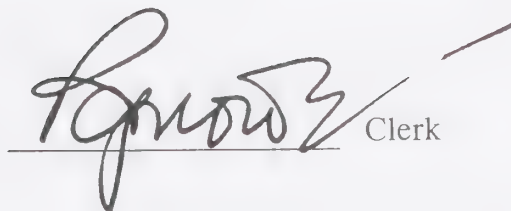
1. The Action of the Council at its meeting held on the 8th day of December, 1997 and considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.
2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 8th day of December, 1997.

REGIONAL MUNICIPAL

GOVERNMENT DOCUMENTS


Chairman


Clerk

1980-1981

Authority: Item 12.4, Special Council
(Finance and Administrative
Services Committee)

CM: December 12, 1997

BILL NO.: 2693

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

REGIONAL MUNICIPAL

BY-LAW NO. R97-099

JAN 2 1998

To exempt the occupiers of certain shops from the provisions
of the Regional Store Closing By-law No. R79-202.

GOVERNMENT DOCUMENTS

WHEREAS By-law R83-043 provides for the application and exemption of store hours from
Regional By-law R79-202.

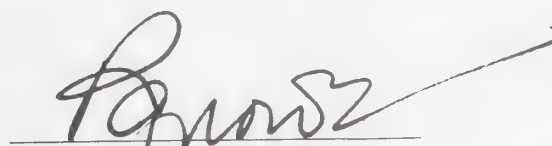
WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has
been recommended by the Regional Administrative Services Committee that such shops be
exempt from the store closing hours on the dates and at the times indicated.

NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth
ENACTS AS FOLLOWS:

1. That the occupiers of the shops named on Schedule "A" attached to this By-law are
hereby exempt from the closing provisions of Section 2(1) (b) of Regional By-law No.
R79-202 and may remain open for business on the dates and at the times indicated.
2. That all other provisions of Regional By-law No. R79-202 are to remain in full force and
effect for the shops described in Schedule "A" of this By-law.

PASSED AND ENACTED this 12th day of December , 1997.


Chairman


Clerk

(2)

SCHEDULE "A"

TO BY-LAW NO. R97-099

That the following retail shop(s) in the **Area Municipalities of Hamilton, Ancaster, and Stoney Creek** be exempted from Regional By-law No. R79-202 for the purpose of holding a special sale on the date(s) and at the time(s) indicated:

1. **HAMILTON**

Friday, November 14, 1997
and
Saturday, November 15, 1997
9:00 p.m. to 11:59 p.m.

Zellers

1576 Upper James Street

Lloyd D. Jackson Square

100 King Street West

Au Coton
Cotton Ginny
First Image
Hidden Secrets
Jacob
Kimberly Fashion
La Belle Boutique
Marks & Spencer
Off Broadway
RamBam Fashions
Smart Set
Yan Cheung
Bikini Village
Campus Crew
Club Monaco
Jean Machine
Pantorama
Roarr Store
Roots
Sports Brats
Stitches
Threadz
Ardene
Armenian Craftsman
Howard Williams
Kiss Jewellers
Paul Balogh Jewellers
Rings & Things
Sassoon Jewellers
Agnew Clearance
Agnew Surpass

HAMILTON

Friday, November 14, 1997
and
Saturday, November 15, 1997
9:00 p.m. to 11:59 p.m.

Lloyd D. Jackson Square cont'd

100 King Street West

Aldo
Ashton Shoe Outlet
Calderone Shoes
Naturalizer
The Foot
The Right Foot
Western Image
Bestsellers
Black's Cameras
Japan Camera
Sooter Studios
Carlton Cards
Grand & Toy
Jackson Square Post Office
Amber Gallery
Art & Design Studio
Battery Plus
Bentley Clearance
Bentley Luggage
Body Shop
Bowring
Caryl Baker Visage
Complete Communications
Crabtree & Evelyn
English Butler
Everything For A Dollar Store
Fine Furnishings
La Cache
Laura Secord
Linenart
Moyer's, The Teachers' Store
Nail Impressions
Naturals
Picture Plus
Pot Pourri
Radio Shack
Royal Classic Bag
Science Line
Showtime
Sue's Bathroom Boutique
The Jaipur Company

(4)

HAMILTON

Friday, November 14, 1997
and
Saturday, November 15, 1997
9:00 p.m. to 11:59 p.m.

Lloyd D. Jackson Square cont'd

100 King Street West

The Wine Shoppe
Total Beauty Essentials
Medical Centre Optical
Naturals
Algonquin Travel
Carlson Wagonlit Travel
Marlin Travel
Adel Alterations
Anna's Lottery
Avis
Bell Canada Phone Centre
Lottery Hop
Lottery Hop
Mr. Print-All
Perfect Fit
Things Engraved
Wrights Cleaners

2. **ANCASTER**

Friday, December 12, 1997
and
Friday, December 19, 1997
9:00 p.m. to 11:59 p.m.

K Mart

60 Martindale Crescent

3. **STONEY CREEK**

Friday, November 28, 1997
and
Saturday, December 13, 1997
9:00 p.m. to 11:59 p.m.

Eastgate Square

75 Centennial Pkwy North

AnC Donairs
A&W
Adventure Electronics
Alia
The Bay
Black's Cameras
Boootlegger

STONEY CREEK Friday, November 28, 1997
and
Saturday, December 13, 1997
9:00 p.m. to 11:59 p.m.

Eastgate Square cont'd

75 Centennial Pkwy North

Bridal Factory
Bulk Barn
Casual Corner
Cavalier
Cleo
Cookies By George
Cotton Ginny
Cotton Ginny Plus
Crate Design
Dave's World
First Aid Zone
Flash
Footlocker
Fortino's
Gateway Cigar
Hallmark
Infoplace
International Clothier
It Store
Jack Fraser
Japan Camera
Jewels By Koby
Jean Machine
Key Man
Kinney Shoes
Krishna Watch Repair
Laura Secord
La Senza
Leather & Fashions
Le Chateau
Lindor
Manchu Wok
Mappins
Mariposa
Music World
Naturalizer
New York Fries
Next Step
Northern Reflections
Nutrition House
Orange Julius
People's Jewellers

STONEY CREEK

Friday, November 28, 1997
and
Saturday, December 13, 1997
9:00 p.m. to 11:59 p.m.

Eastgate Square cont'd

75 Centennial Pkwy North

Pharma Plus
Post Office
Radio Shack
Randy River
Reitmans
Ricki's
Roxxy
Sam The Record Man
San Diego
Second Cup
The Site of the Green
Silver Dollar
Smart Set
Smithbooks
Sports Experts
Sports Obsession
St. Clair Paint & Wallpaper
Stitch It
Stokes
Studio Art Gallery
Subway
Sunglass Hut
Sunrise Records
Suzy Shier
Tally's Sportscards
Tan Jay
The Games
Tim Horton's
Tony & Carmen
United Cigar Store
Mrs. Vanelli's
Wal-Mart
Weekend Edition
Weekend Edition Plus
Wine Kitz
Wine Rack
Woodlands Clothing
Young Canada
Eastgate Shoe Repair
Eastgate Dental Office
Cantel

(7)

STONEY CREEK Friday, November 28, 1997
and
Saturday, December 13, 1997
9:00 p.m. to 11:59 p.m.

Eastgate Square cont'd

75 Centennial Pkwy North

CIBC
Beer Store
Bell Phonecentre
Thomas Cook Travel
Canadian Viewpoint
St. Charles School

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-100

To confirm the proceedings of the Council at its special meeting held on December 12, 1997.

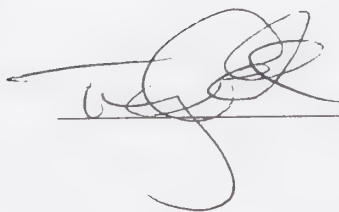
**THE COUNCIL OF THE
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

1. The Action of the Council at its special meeting held on the 12th day of December, 1997, in respect of each recommendation contained in the Report of its meeting:

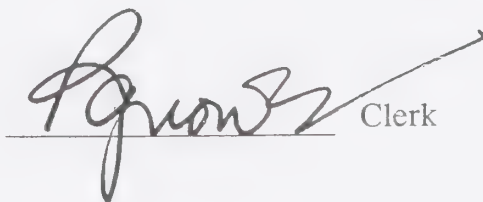
considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

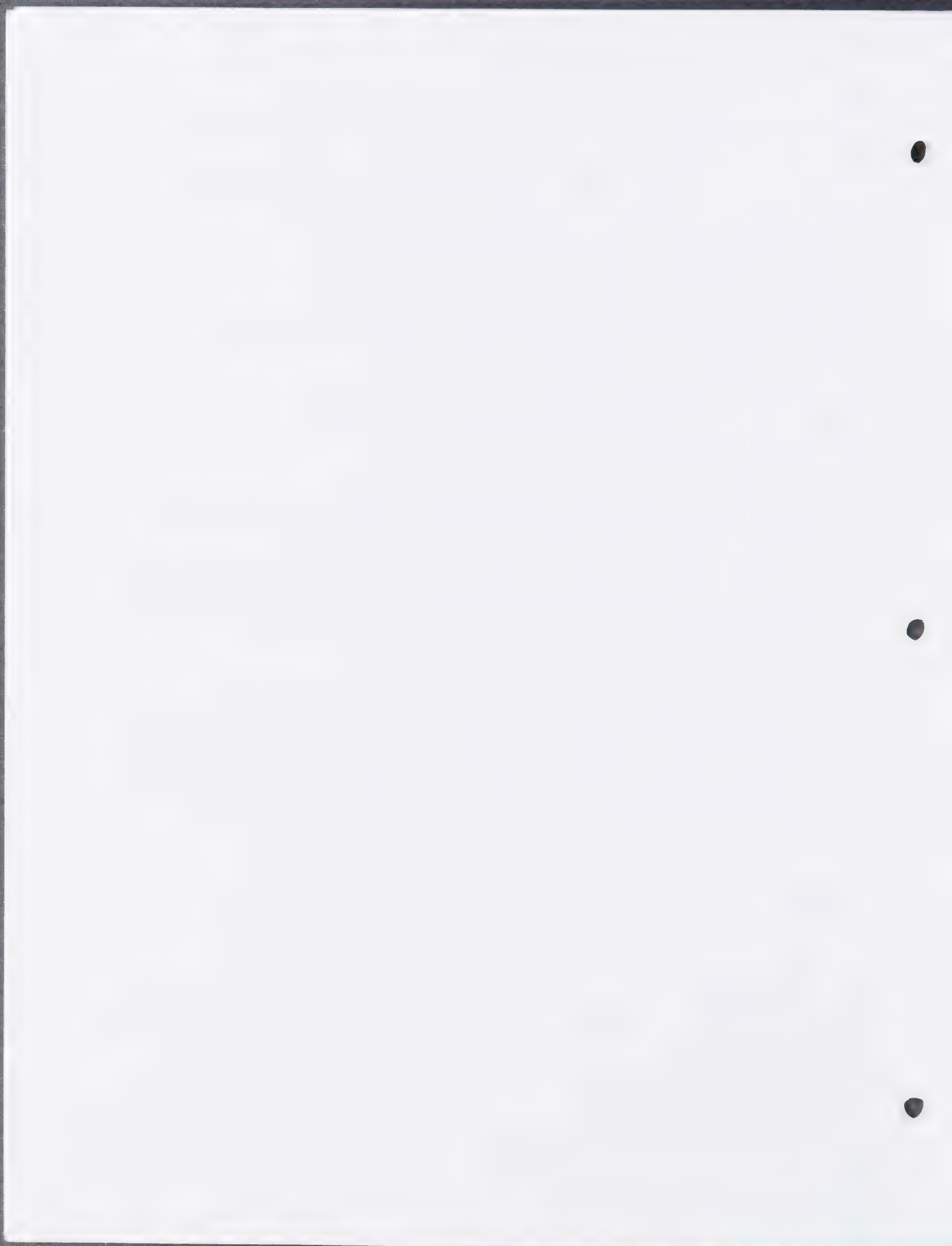
PASSED AND ENACTED this 12th day of December, 1997.



Chairman



Clerk



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R97-101

To confirm the proceedings of the Council at its special meeting held on December 18, 1997.

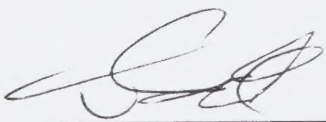
**THE COUNCIL OF THE
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
ENACTS AS FOLLOWS:**

1. The Action of the Council at its special meeting held on the 18th day of December, 1997, in respect of each recommendation contained in the Report of its meeting:

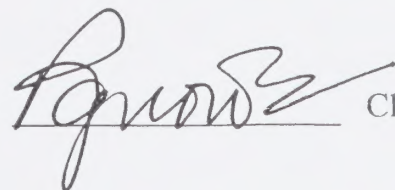
considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman and the Clerk are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

PASSED AND ENACTED this 18th day of December, 1997.



Chairman



Clerk





 **ACCO USA**
WHEELING, ILLINOIS 60090

25971

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